

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49073 of 2014

Arising Out of PS.Case No. -80 Year- 2012 Thana -SIGORI District- PATNA

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1. Shankar Sao @ Rama Shankar Sao @ Ram Shankar Sao son of late
Ramdas Sao, resident of Village - Jarkha, P.S. Sigori, District - Patna
..... Petitioner/s

Versus

1. The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashwani Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Madhuranand Jha, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 03-03-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 302 and 201/34 of the Indian Penal Code.

Considering that there is no direct material against the
Petitioner and during trial only the Investigating Officer is left to
be examined but he has not been appearing and the Petitioner
undertakes to be physically present on each date, let the petitioner
above named, be released on bail on furnishing bail bond of Rs.
5,000/-(Five thousand) with two sureties of the like amount each
or any other surety to be fixed by the court concerned to the
satisfaction of learned Additional Sessions Judge V, Danapur
(Patna) in connection with Sessions Trial No.21 of 2014/646 of
2014 arising out of Singori P.S. Case No.80 of 2012, subject to the
conditions (i) That one of the bailor will be a close relative of the
petitioner who will give an affidavit giving genealogy as to how

he is related with the petitioner. The bailor will undertake to furnish information to the Court about any change in address of the petitioner. (ii) That the affidavit shall clearly state that the petitioner is not an accused in any other case and if he is he shall not be released on bail, (iii) That the bailor shall also state on affidavit that he will inform the court concerned if the petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse, (iv) That the petitioner shall be physically present on each date and if he fails to do so on two consecutive dates without any reasonable cause, his bail shall stand automatically cancelled.

The Trial Court is directed to send the details of the Investigating Officer for his examination along with a copy of this order to the Senior S.P., Patna, who is directed to ensure the attendance of the witness on the date fixed by the Trial Court so that there is no further delay in the trial.

(Anjana Prakash, J)

Narendra/-

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