

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56 of 2015

Arising Out of PS.Case No. -148 Year- 2014 Thana -GOVERNMENT OFFICIAL COMP. District-
MUZAFFARPUR

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Lakhindra Rai @ Lakhi Rai son of Late Jaggu Rai, resident of village
Fatehabad, P.S. Paroo, District Muzaffarpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anish Chandra, Advocate

For the Opposite Party/s : Mr. Narendra Kr.Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 08-01-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 47(a) of the Excise Act.

Considering that incriminating articles were recovered
from the house of the Petitioner but he is first offender, 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 Sub Divisional Judicial Magistrate
(West), Muzaffarpur in connection with C-2 Case No.148 of 2014,
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 will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse, (v) That the petitioner will be well represented on each date if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Anjana Prakash, J)

Narendra/-

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