

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31678 of 2014

Arising Out of PS.Case No. -42 Year- 2011 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Ganesh Yadav S/o - Kishori Pd. Yadav @ Kishore Rai R/o - Village -
Katkuia, P.S. - Chiraiya, District - East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh, Advocate

For the Opposite Party/s : Mr. Pranav Kumar, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

8 07-10-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 8(c), 20, 21, 22 and 23 of the N.D.P.S. Act.

In view of the undertaking of the Petitioner that he will
be physically present on each date of trial, 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 3rd Additional Sessions Judge, East Champaran in
connection with Chiraiya P.S. case No.42 of 2011 (N.D.P.S. case
No.88 of 2011), subject to the conditions (i) That one of the bailor
shall be Upendra Rai, brother of the Petitioner and the other 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 of trial and if he fails to do so on two consecutive dates without any reasonable cause, his bail shall stand automatically cancelled.

(Anjana Prakash, J)

Narendra/-

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