

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.733 of 2015

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Chote Rai @ Chhote Rai @ Birju Rai son of late Dharikshan Rai, resident
of village Raghopur, P.O. and P.S. Bihta, District Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Indu Bhushan, Advocate

For the Opposite Party/s : Mr. B.N.Pandey, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 09-01-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Section 302 of the Indian Penal Code.

Considering that there is no direct material against the
Petitioner of having murdered the deceased and he has fair
antecedents, 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 Chief
Judicial Magistrate, Danapur, Patna in connection with Bihta P.S.
Case No.196 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.

Narendra/-

(Anjana Prakash, J)

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