

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 1181 of 2015

Arising out of P.S. Case No. -157 Year- 2013 Thana -
KATORIA District- BANKA

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Budhinath Tuddu Son of Charan Tuddu, Resident of Village-
Malvayan, P.S.- Katoria, District- Banka.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Adv.

For the Opposite Party/s: Mr. D.P.Tiwary (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 16.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Section 366A/34 of the Indian Penal
Code.

Considering the statement of the alleged victim
recorded under Section 164 Cr.P.C. and the fair
antecedents of the Petitioner, let him 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 as fixed by the Court to the satisfaction of Chief
Judicial Magistrate, Banka in connection with Katoria P.S.
Case No. 157 of 2013 subject to the following conditions:-
(i) That one of the bailors 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 also undertake to inform the Court if there is any change in the 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 the 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 and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Anjana Prakash, J.)

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