

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36768 of 2015

Arising Out of PS.Case No. -154 Year- 2014 Thana -MOKAMAH District- PATNA

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Sandhir Yadav @ Samir Yadav @ Sandhir Kr. @ Samir Kr. @ Sudhir Kr.
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Sinha

For the Opposite Party/s : Mr. Bharat Bhushan(App)

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

2 12-08-2015

Heard.

The petitioner seeks bail in a criminal prosecution registered under Section 395 of the Indian Penal Code in which subsequently offence under Section 412/34 IPC was also added.

Taking into consideration the fact that the petitioner is not named in the F.I.R. and he has not been put on T.I. Parade though he is in judicial custody since 16.01.2015 and further taking into consideration that no incriminating article has been recovered either from the house or possession of the petitioner and other accused person has been granted bail by a Bench of this Court by order as contained in Annexure-3, the prayer for bail is allowed. The petitioner above named is directed to be released on bail on furnishing bail bond of Rs. 25,000/- with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Barh, District Patna in connection with Mokama P.S. Case No. 154 of 2014, subject to conditions that:

- (A) One of the bailors shall be wife of the petitioner
and other bailor shall be either his mother or his
close family member,

- (B) if the petitioner is found involved in same and similar nature of cases in future, then in that case the informant/ prosecution shall be at liberty to file a petition for cancellation of the bail of the petitioner, and if such a petition is filed, the court below would be obliged to dispose of the same in accordance with law after giving opportunity of hearing to all concerned and
- (C) the petitioner shall make regular pairvi in the court below in the present case either by appearing himself in person or through representation by his lawyer on each and every dates, and if on two consecutive dates petitioner fails to make pairvi, then the court below shall be at liberty to cancel the bail bonds of the petitioner.

(Birendra Prasad Verma, J)

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