

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35861 of 2014

Arising Out of PS.Case No. -90 Year- 2014 Thana -RAMKRISHNANAGAR District- PATNA

Rajshekhar Kumar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prakash Chandra Agrawal

For the Opposite Party/s : Mr. Nityanand Tiwary(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 23-01-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the offence under Section(s) 302/34 of the Indian Penal Code and 27 of the Arms Act.

Considering that there is no specific overt act alleged against the petitioner as also his brother Prashant Shekhar undertakes his responsibility, let the Petitioner who has clean antecedents, 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 below to the satisfaction of the Chief Judicial Magistrate, Patna in connection with Ram Krishna Nagar P.S. Case No. 90 of 2014.

That one of the bailors will be brother 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 the address of the petitioner,

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,

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,

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.

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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