

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1821 of 2015

Arising Out of PS.Case No. -431 Year- 2014 Thana -PURNEA SADAR District- PURNIA

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Mushtaque @ Haglu @ Md. Mustaque son of late Md. Taslim, resident of
village Basantpur, Belwari, P.S. Sadar, District Purnea

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand, Advocate

For the Opposite Party/s : Mr. Ram Sumiran Rai, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 16-01-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 147, 148, 323, 341, 379 and 302 of the
Indian Penal Code.

Considering that there is no specific overt act alleged
against the Petitioner, who 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 Chief Judicial Magistrate, Purnea in
connection with Sadar P.S. Case No.431 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.

(Anjana Prakash, J)

Narendra/-

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