

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 3766 of 2015

Arising out of P.S. Case No. -14 Year- 2013 Thana -PIPRA District-
EASTCHAMPARAN (MOTIHARI)

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Rajesh Bhagat S/o Late Raghubir Bhagat Resident of Vill-Bathna,
P.S-Motipur, Distt.-Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Adv.

For the Opposite Party/s: Mr. Uday Pratap Singh (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 29.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Section 392 of the Indian Penal Code.

Considering that apart from confessional statement
there is no other material against the Petitioner and his elder
brother, Subhash Bhagat undertakes his responsibility, 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 as fixed by the Court to
the satisfaction of Additional Chief Judicial Magistrate, East
Champaran at Motihari in connection with Pipra P.S. Case No.
14 of 2013 subject to the following conditions:- (i) That one of
the bailors shall be local since the Petitioner belongs to
Muzaffarpur and the other bailor shall be the elder brother of
the Petitioner namely Subhash Bhagat. The bailor will also
undertake to inform the Court if there is any change in the
address of the Petitioner. (ii) 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. (iii) 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. (iv) 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.

In view of the antecedents of the Petitioner, the Petitioner is directed to appear before the Superintendent of Police, East Champaran at Motihari within fifteen days of his release with a copy of this order and every two weeks thereafter for the next nine months. The conduct of the Petitioner will be kept under watch in this period by the superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the Petitioner before the court concerned.

(Anjana Prakash, J.)

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