

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18592 of 2015

Arising Out of PS.Case No. -129 Year- 2013 Thana -AMNAUR District- SARAN

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Manoj Kumar @ Manoj Prasad @ Manoj Kumar Kushwaha. Son of Late
Sila Nath Prasad. Resident of village - Amnour, P.S.- Amnour, District -
Saran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh

For the Opposite Party/s : Mr. Aslam Ansari(App)

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CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL ORDER

2 15-06-2015

Having regard to the nature of allegation for offence

under Section 323, 341, 332, 337, 353/34 of the Indian Penal Code
and that the alleged incident had also resulted into the injury of
Ajit Kumar, the son of the petitioner, in course of alleged scuffle
relating to parking of the vehicle, this Court would be inclined to
grant privilege of anticipatory bail to the petitioner.

That being so, if the petitioner, namely, Manoj Kumar
@ Manoj Prasad @ Manoj Kumar Kushwaha surrenders before
the court below within a period of four weeks from today, he shall
be released on bail on furnishing bail bond of Rs. 10,000/- (ten
thousand) with two sureties of the like amount each to the
satisfaction of Chief Judicial Magistrate, Saran at Chapra in
connection with Amnour P.S. Case No. 129 of 2013, subject to the

conditions as laid down under Section 438(2) of the Cr.P.C. as also subject to following conditions:-

- (i) That both the bailors will be a close relative of the petitioner, who will undertake an affidavit giving genealogy as to how they are related with the petitioner. The bailors 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 bailors shall also state on affidavit that they 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 be well represented on each and every date in course of trial and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled on this ground alone.

Rishi/-

(Mihir Kumar Jha, J)

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