

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No. 625 of 2015

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Jaykant Kumar Son of Kishun Ram, under Natural Guardian
of his father namely Kishun Ram resident of village -
Chaedha, P.S. Maheshkhunt, District – Khagaria.

.... Petitioner/s

Versus

The State of Bihar

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bishweshwar Ram, Adv.

For the Respondent/s: Mr. S. Dayal (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

03. 03.02.2016

Heard learned counsel for the Petitioner and the
State.

This revision application has been filed for setting
aside the judgment and order dated 22.06.2015 passed
by the District and Sessions Judge, Khagaria in Cr.
Appeal (Juvenile) No. 30 of 2015, by which he has
affirmed the order dated 07.05.2015 passed by the
Juvenile Justice Board, Khagaria in J.J.B. G.R. No. 493A
of 2015 arising out of Maheshkhunt P.S. Case No. 23 of
2015, by which he has refused to release the Petitioner.

Considering that the Petitioner has fair
antecedents and his father undertakes his responsibility,
let him be released 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 Juvenile Justice Board, Khagaria in J.J.B.

G.R. No. 493A of 2015 arising out of Maheshkhunt P.S. Case No. 23 of 2015 subject to the following conditions:-



(i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner and the other bailor shall be the father of the Petitioner. The bailor 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 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. (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 and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

Accordingly, the revision application is allowed and the judgment and order dated 22.06.2015 passed by

the District and Sessions Judge, Khagaria in Cr. Appeal (Juvenile) No. 30 of 2015, by which he has affirmed the order dated 07.05.2015 passed by the Juvenile Justice Board, Khagaria in J.J.B. G.R. No. 493A of 2015 arising out of Maheshkhunt P.S. Case No. 23 of 2015 is, hereby, set aside.



(Anjana Prakash, J.)

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