

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28267 of 2016

Arising Out of PS.Case No. -153 Year- 2016 Thana -MOTIHARI MUFASIL District-
EASTCHAMPARAN(MOTIHARI)

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1. Brijkishor Rai Son of Late Ramanand Rai, resident of Village-
Chandrahiya, P.S.- Mufassil, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Binod Kumar 2, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 14-07-2016

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 272, 273 of the Indian Penal Code and
47(a), 53(c), 54 of the Bihar Excise Act, 1915.

Considering the fair antecedents of the Petitioner and
the period of custody, 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, Motihari, East Champaran in connection with Mufasil
P.S. Case No.153 of 2016, 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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