

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 26389 of 2016

Arising out of P.S. Case No. -201 Year- 2015 Thana -
HARNAUT District- NALANDA (BIHARSHARIFF)

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Ramjanam Prasad Son of Late Chandradip Mahato Resident
of Village- Jorarpur, Police Station- Harnaut, District-
Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Ratan Kumar, Adv.

For the Opposite Party/s: Sri Shantanu Kumar, Adv.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 12.07.2016

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Sections 302, 328 and 120(B)/34 of
the Indian Penal Code.

Considering that there is no direct material
against the Petitioner and he has fair antecedents, let him
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 Sri Avinash Sharma, Additional Chief
Judicial Magistrate-V, Nalanda, Biharsharif in connection
with Harnaut P.S. Case No. 201 of 2015 (G.R. No. 2139 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. 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.

(Anjana Prakash, J.)

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