

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.5111 of 2016**

Arising Out of PS.Case No. -103 Year- 2010 Thana -GHOSI District- JEHANABAD

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1. Birendra Yadav @ Kara @ Karu Yadav Son of Late Sita Ram Yadav  
Resident of village - Kurua, P.S. Ghoshi, Distt. – Jehanabad.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rashmi Kumari Mandilwar

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

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
**ORAL ORDER**

2      30-03-2016                      Heard learned counsel for the petitioner as well as  
  
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the  
offences punishable under Sections 461, 379 of the Indian Penal  
Code.

It is a case of misuse of privilege of bail for near  
about four years for which petitioner remained in jail custody  
since 08.10.2015.

Considering the aforesaid facts and circumstances as  
well as period of detention of the petitioner in jail custody, let the  
petitioner be released on bail on furnishing bail bonds of Rs.  
10,000/- (Ten Thousand) with two sureties of the like amount each  
to the satisfaction of Smt. Namita Singh, Sub-Judge 3<sup>rd</sup>-cum-

Additional Chief Judicial Magistrate, Jehanabad in connection with Ghosi P.S. Case No. 103 of 2010, subject to condition that one of the sureties must be close relative of the petitioner and holder of landed property and furthermore, he shall appear before the trial court on each and every date in person for the period of six months or till conclusion of his trial whichever is earlier and if he fails to do so on two consecutive dates without any genuine cause, the concerned court shall be at liberty to cancel the bail bonds of the petitioner.

**(Hemant Kumar Srivastava, J)**

SHAHZAD/-

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