

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1340 of 2016

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Vijay Kumar Pandey @ Vijay Baba S/o Kunj Bihari Pandey, Resident of
Vill. - Panditpur, P.S. - Janta Bazar, District - Saran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Aslam Ansari, Adv.

For the Opposite Party/s : Mr. Ashok Kumar Singh(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 18-01-2016

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 47A of the Excise Act.

Considering the nature of allegation, in the event of
surrender/arrest of the Petitioner, named above, within four weeks
from the date of receipt/production of a copy of this order in
connection with Janta Bazar P.S. Case No. 99 of 2015 he shall be
released on **anticipatory 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 below to the
satisfaction of the Additional Chief Judicial Magistrate, Saran at
Chapra subject to the conditions as laid down under sections
438(2) Cr. P. C and 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 undertake to furnish information to the court about any change in the address of the petitioner,

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,

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,

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.

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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