

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28249 of 2016

Arising out of PS.Case No. -434 Year- 2014 Thana - KOTWALI (TILKAMANJHI) District-
BHAGALPUR

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Md. Aziz Khan @ Goltan, Son of Md. Azim Khan, Resident of Mohalla-
Barahpura, P.S.- Ishakchak, District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Manoj Kumar, Adv.
For the State : Sri Bharat Bhushan, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 13-07-2016 Heard learned Counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Section 379 of the Indian Penal Code.

Considering that apart from confessional statement,
there is no other material against the Petitioner and his brother
Md. Shamim undertakes his responsibility, 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 to be fixed by
the court concerned to the satisfaction of Chief Judicial
Magistrate, Bhagalpur, in connection with Kotwali (Tilkamanjhi)
P.S. Case No. 434 of 2014, subject to the 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 shall be the brother of the Petitioner namely, Md. Shamim. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner. (ii) 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. (iii) 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. (iv) 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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