

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.893 of 2015

Arising Out of PS.Case No.160 Year 2015 Thana Maranga (K. Hat) District- PURNIA

Sanish Singh @ Sanish Kumar Singh @ Sanish Kumar, minor son of Sri Subodh Singh, minor under the guardianship of his father Sri Subodh Singh, son of late Trithanand Singh, resident of village Line Basti, P.S. Maranga (K. Hat) & District Purnea.

.... Petitioner/s

Versus

The State of Bihar.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Shakti Suman Kumar, Adv.

For the State : Md. A. Haque Sahara, A.P.P.

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 29-06-2016

Heard learned counsel for the Petitioner and the State.

This revision application has been filed for setting aside the Judgment and order dated 25.8.2015 passed by the Sessions Judge, Purnea, in Criminal Appeal No. 32 of 2015/CIS No. 30 of 2015, by which he has affirmed the order dated 16.6.2015 passed by the Juvenile Justice Board, Purnea, in S.G.R. No. 929 of 2015 arising out of K. Hat P.S. Case No. 160 of 2015, by which he has refused to release the Petitioner.

Considering that the Petitioner has fair antecedent and his father undertakes his responsibility, let the Petitioner above named be released on furnishing bond of Rs.5,000/- (Five thousand) with two



sureties of the like amount each to the satisfaction of Juvenile Justice Board, Purnea, in SGR No. 929 of 2015 arising out of K. Hat P.S. Case No. 160 of 2015 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 father of the Petitioner namely, Subodh Singh. 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. (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 release 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 release 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 release will be liable to be cancelled.

Accordingly, the revision application is allowed and the

Judgment and order dated 25.8.2015 passed by the Sessions Judge, Purnea, in Criminal Appeal No. 32 of 2015/CIS No. 30 of 2015 and the order dated 16.6.2015 passed by the Juvenile Justice Board, Purnea, in S.G.R. No. 929 of 2015 arising out of K. Hat P.S. Case No. 160 of 2015, are hereby, set aside.

(Anjana Prakash, J)

S.Ali/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	/07/2016
Transmission Date	/07/2016