

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.13196 of 2016**

Arising Out of PS.Case No. -253 Year- 2015 Thana -TARAIYA District- SARAN

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Umesh Rai, son of Ramnath Rai, resident of village Salempur, P.S.  
Panapur, Distt. Saran.

.... .... Petitioner/s

Versus

The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar, Adv.

For the State : Mr. Sanjay Kr.Tiwary 1, A.P.P.

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH**  
**ORAL ORDER**

2 01-04-2016

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks anticipatory bail in a case  
instituted for the offence under Sections 406 and 420/34 of the  
Indian Penal Code.

Considering the genesis of the occurrence, let the Petitioner who  
has fair antecedent, in the event of surrender, named above, within  
four weeks from the date of receipt of this order, in connection  
with Taraiya P.S. Case No. 253 of 2015, 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 concerned to the satisfaction of  
Chief Judicial Magistrate, Saran at Chapra, 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.

S.Ali/-

**(Anjana Prakash, J)**

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