

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26505 of 2016**

Arising Out of P.S. Case No.142 Year- 2016 Thana -MASHRAKH District- SARAN

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Yogendra Kumar @ Yogendra Kuwar, son of late Kedar Kuwar, resident of  
Village- Bahrauli, P.S Mashrak, District- Saran.

.... .... Petitioner/s

Versus

The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Mukesh Kumar Singh, Adv.

For the State : Mr. Sri Ram Bachan Singh, APP

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

2 12-07-2016

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the  
offence under Sections 272, 273, 188, 290 Indian Penal Code and  
Section 47 and 53 Excise Act.

Considering the period of custody and fair antecedent  
of the Petitioner, 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 Additional Chief Judicial Magistrate – 8,  
Saran at Chapra, in connection with Mashrakh P.S. Case No. 142  
of 2016, 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. 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.

**(Anjana Prakash, J)**

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