

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28241 of 2016**

Arising out of PS.Case No. -44 Year- 2016 Thana -BAISI District- PURNIA

Rajiv Sinha, son of Kanhaiya Prasad, R/o Madhubani Rajendra Nagar,  
Mistri Tola, P.S.- K. Hat, District- Purnea.

.... .... Petitioner/s

Versus

The State of Bihar

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

**Appearance :**

For the Petitioner/s : Mr. Dr. Bidhu Ranjan, Adv.

For the State : Dr. Indihar Kumari, A.P.P.

**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 47 of Bihar 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 Chief Judicial Magistrate, Purnea, in connection  
with Baisi P.S. Case No. 44 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.

S.Ali/-

**(Anjana Prakash, J)**

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