

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28088 of 2016

Arising Out of PS.Case No. -88 Year- 2016 Thana -BARHARIA District- SIWAN

Ashok Kumar Ram, son of late Bhulan Ram, R/o Village- Nirki Chapra,
P.S.- Barharia, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Tiwary, Adv.

For the State : Smt Pushpa Sinha, A.P.P.

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 406 and 380 of the Indian Penal Code.

Considering that the entire case is based on
documentary evidence and the Petitioner has fair antecedent, 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, Siwan, in connection with Barharia
P.S. Case No. 88 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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