

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45337 of 2017

Arising Out of PS.Case No. -391 Year- 2017 Thana -MUZAFFARPUR TOWN District-
MUZAFFARPUR

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Md. Mister, S/o Md. Mokhtar, resident of Village- Karaila, P.S.- Piar,
District- Muzaffarpur Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Diwakar Prasad Karn, Advocate

For the Opposite Party : Mrs. Sucheta Yadav, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 20-09-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in a case registered for the
offence under section 401 IPC and under sections 25(1-b)a/26/35
of the Arms Act.

Counsel for the petitioner submits that the petitioner
was arrested by the police on secret information and a Ganja
Chilam was recovered from him. Prior to the instant case, one
another case, detailed in paragraph 3 of the petition, is pending
against him in which he is already on bail and he is in custody
since 13.6.2017.

In view of the aforesaid submissions, let the petitioner as
mentioned above be released on bail on furnishing bail bond of
Rs.10,000/- each with two sureties of the like amount each to the
satisfaction of the Chief Judicial Magistrate, Muzaffarpur in
Muzaffarpur town Police Station Case No. 391 of 2017, on the
following conditions:-

(a) 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 him. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(b) 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.

(c) 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.

(Madhuresh Prasad, J)

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