

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2947 of 2017

Arising Out of PS.Case No. -19 Year- 2016 Thana -MUFFASIL District- AURANGABAD

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1. Md. Saif, Son of: Md. Irfan Ahmad, Resident of Village: Alinagar, P.S. Nagar (Town) Aurangabad, District - Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Sinha

For the Opposite Party/s : Mr. Sri Mustaque Alam

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 15-02-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted for the offences under Sections 399, 402, 414 of the Indian Penal Code and Sections 25(1-B)A, 26 and 35 of the Arms Act.

Earlier this Court vide order dated 10.5.2016 passed in Cr. Misc. No. 18457 of 2016 rejected the prayer for bail of the petitioner with a liberty to renew his prayer for bail after completion of nine months in jail custody.

The petitioner is in jail since 24.1.2016 and he has already completed nine months in jail custody.

Looking to the period of custody, let petitioner, Md. Saif, be released on bail on furnishing bail bonds of



Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Aurangabad in connection with Mufassil P.S. Case No.19 of 2016 , subject to the conditions that (i) one of the bailors shall be a close relative of the petitioner i.e. father, mother, son or wife (ii) If the petitioner is found involved in future in similar type of case the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order including cancellation of bail (iii) petitioner shall mark his presence before the nearest police station by 7th of every month till six months and (iv) petitioner would participate in the court proceeding and in the event of being absent on two consecutive dates, the court below will be at liberty to cancel the bail bonds of the petitioner.

(Shivaji Pandey, J)

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