

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36621 of 2010
RAM PRAVESH MAHTO, SON OF JAGDISH MAHTO
Versus
STATE OF BIHAR

2. 29.10.2010 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the offence under Section 392 of the Indian Penal Code.

Considering that the petitioner has been remanded in this case on the basis of confessional statement but there is no recovery from his possession nor has he been put on Test Identification Parade, let the petitioner above named, 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 Assistant Chief Judicial Magistrate, Dalsingsarai, Distt. Samastipur, in Dalsingsarai P.S. Case No. 33 of 2010 subject to the following 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 and the other shall be the father of the petitioner. The bailor will undertake to furnish information to the Court about any change in address of the petitioner. (ii) 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. (iii) 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. (iv) 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.

The fact that there is only one other case pending against the petitioner shall be verified by the Magistrate before releasing the petitioner on bail.



(Anjana Prakash, J.)