

Patna High Court - Orders

Guddu Quraishi vs The State Of Bihar on 27 October, 2010

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.28232 of 2010

GUDDU QURAISHI S/O LATE TAZAMMUL QURAISHI

Versus

THE STATE OF BIHAR

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4. 27.10.2010 Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the offence under Sections 147, 148, 149, 323, 324, 307 of the Indian Penal Code, 27 of the Arms Act and 3/4 Explosive substance Act.

Considering that the petitioner is in custody since 8.10.2009 and there is only one other case pending against him, 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 learned Chief Judicial Magistrate, Rohtas at Sasaram in connection with Sasaram Town P.S. Case No. 125/09, subject to the conditions, (i) That one of the bailor 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 bailor shall be the mother 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 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 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.

Fahad.

( Anjana Prakash, J. )