

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58358 of 2015

Arising Out of PS.Case No. -537 Year- 2015 Thana -RUNISAIDPUR District- SITAMARHI

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1. Bindeshwar Sah Son of Joginder Sah Resident of Village - Olipur, P.S.-
Runnisaidpur, District - Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Virendra Kumar

For the Opposite Party/s : Mr. Bharat Bhushan(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 01-02-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner seeks bail in connection with Runnisaidpur
P.S. Case No. 537 of 2015 registered for the offences punishable
under Sections 272, 273, 308 of the Indian Penal Code and
Section 47 (a) of Excise Act.

Allegedly, the petitioner was caught when he was sealing
the bottle of wine whereas other succeeded in fleeing away and
from place of occurrence 280 pieces of different brands of wine
each containing 180 ml. and 20 pieces of country made liquor
each bottle containing 200 ml. besides other incriminating articles
and blank wrapper of different brands were recovered.

Submission is of false implication and that the petitioner
has been made victim of circumstances, his signature has been

obtained forcibly on the blank paper which has been converted into seizure list and he has no criminal history and by remaining in custody since 08.10.2015 has been sufficiently penalized to which the learned APP does not dispute.

In the facts and circumstances stated above, considering the period of detention, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi in connection with Runnisaidpur P.S. Case No. 537 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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