

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41439 of 2016

Arising Out of PS. Case No. -43 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
SASARAM (ROHTAS)

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Sanjay Mehta, Son of late Radheshyam Mehta, Resident of Mohalla -
Lakhanu Sarai, P.S. Sasaram (Town), District Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Yogesh Chandra Verma, Sr. Advocate
Mr. Rajani Kant Singh, Advocate

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 04-10-2016 Heard learned senior counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody since 05.08.2016 in
connection with Excise Case No. 43 of 2016 for the offences alleged
under Section 47(a) of the Excise Act.

3. It is submitted that the petitioner has been falsely
implicated and he was not arrested from the spot nor any recovery
has been made from his conscious possession. The petitioner has
been implicated under misimpression that he is the owner of the
vehicle in question whereas, according to the prosecution report
itself, the name of the owner of the vehicle is Pankaj Kumar.

4. Having regard to the entirety of the facts and
circumstances of the case, let the petitioner above named be
released on bail on furnishing bail bond of Rs. 10,000/- (ten
thousand) with two sureties of like amount each to the satisfaction
of learned Sub-Divisional Judicial Magistrate, Dehri, District-Rohtas
in connection with Excise Case No. 43 of 2016 with the following
conditions:

(i) That one of the bailors shall be a close relative of the

petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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