

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32623 of 2016

Arising Out of PS.Case No. -33 Year- 2016 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

Sikandra Paswan @ Sikindra Paswan son of Nirsa Paswan resident of
Village - Loukaha, P.S. - Gour, District - Routahat (Nepal).

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. S.D. Yadav, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 22-08-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in
connection with Kundwachainpur P.S. Case No. 33 of 2016
registered for offences under sections 272, 273 of the Indian Penal
Code and Section 47 of the Bihar Excise Act, 1915.

As per allegation, from the possession of the
petitioner, 10 bottles each of 300 ml. of Nepali wine were
recovered.

Learned counsel for the State has pointed out that the
petitioner is a citizen of Nepal. The petitioner is in jail custody
since 28.4.2016.

Looking to the facts and circumstances of the case,



let the petitioner, namely, Sikandra Paswan @ Sikindra Paswan, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Sikrahana at Dhaka, East Champaran in connection with Kundwachainpur P.S. Case No. 33 of 2016, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (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 and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds.

(Shivaji Pandey, J)

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