

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.41621 of 2016

Arising Out of PS.Case No. -247 Year- 2016 Thana -MASRAKH District- SARAN

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Ashok Sah S/o Late Yogendra Sah, R/O Village- Dumar San Bazar, P.S.-
Mashrakh, District- Saran at Chapra

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Nawal Kishore Singh, Advocate

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 17-10-2016 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner is in custody since 23.08.2016 in
connection with Mashrakh P.S. Case No. 247 of 2016 for the
offences alleged under Section 47 of the Bihar Excise Act.

3. It is submitted that the petitioner has been falsely
implicated as even according to the FIR, recovery has not been
made from the possession of the petitioner or from his premises,
rather it has been made from a place across the road where the
petitioner's shop is situated. The petitioner claims clean
antecedents.

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 Additional Chief Judicial Magistrate 8th, Saran at Chapra,
in connection with Mashrakh P.S. Case No. 247 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)

B.T/-Chandran

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