

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54661 of 2016

Arising Out of PS.Case No. -354 Year- 2016 Thana -BARACHATTI District- GAYA

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Sanjay Kumar Verma S/o Sri Bhola Prasad Verma Resident of Village-Digwadih Number-16, P.S. Jorapokhar, District- Dhanbad(Jharkhand).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Advocate

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 23-12-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
09.09.2016 in connection with Barachatti P.S. Case No. 354
of 2016 registered for the offence punishable under Sections
272, 273 and 120(B) of the Indian Penal Code and Section
47(a), 48(2), 54, 63 of the Bihar Excise (Amendment) Act,
2016.

The prosecution case, as lodged by the police
personnel, is that on secret information they conducted raid
and stopped a truck, but the driver and the other persons
managed to flee away, who were later on apprehended and
the name of the petitioner and one another was disclosed by



them and 1038.600 litres of foreign liquor was seized. Accordingly, seizure-list has been prepared.

It has been submitted by the learned counsel for the petitioner that he is innocent, has no criminal history and that charge-sheet No. 241 of 2016 dated 31.10.2016 has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State submits that the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, since charge-sheet has already been submitted, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Sherghati, District Gaya in connection with Barachatti P.S. Case No. 354 of 2016, subject to the condition that one of the bailors must be a close relative and other bailor must have sufficient immovable properties within the jurisdiction of concerned police station/ Court and that petitioner shall appear before the learned Court below during trial on each and every date and his failure to appear before



the learned Court below on two consecutive dates without assigning any reason will entail cancellation of his bail bonds.

(Nilu Agrawal, J.)

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