

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36054 of 2016

Arising Out of PS.Case No. -176 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Mumtaz Alam Son of Md. Ekram, resident of Village-Harsidhi P.S.-
Harsidhi District- East- Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava, Adv.

For the Opposite Party/s : Mrs. Rita Verma, APP.

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 08-09-2016

This is an application, made under Section 439 of
the Code of Criminal Procedure, seeking bail for the accused-
petitioner, namely, Mumtaz Alam, in connection with Excise
Case No.176 of 2016, under Sections 47(a) of Excise Act.

Perused the above application and materials on
record.

Heard Mr. Vijay Shankar Shrivastava, learned
Counsel for the petitioner, and Mrs. Rita Verma, learned
Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named
has been in custody since 27.06.2016 in connection with the case
aforementioned and perusal of the materials available does not
reveal such incriminating materials, which would warrant further



detention of the accused-petitioner in custody, and in view also of the fact that the perusal of the materials does not reveal that the accused-petitioner's liberty on bail would adversely affect his trial, it is, in the interest of justice, hereby directed that the accused above-named shall be released on bail of Rs. 10,000/- with two sureties, each of the like amount, subject to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran, in connection with Excise Case No.176 of 2016.

This direction for bail is further subject to the condition that the accused above-named shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence and shall appear, in the learned Court below, as may be directed.

In terms of the above observations and directions, this bail application shall stand disposed of.

(I.A. Ansari, CJ)

K.C.jha/-

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