

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43511 of 2016

Arising Out of PS.Case No. -156 Year- 2016 Thana -PATNA GRP CASE District- PATNA

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Bharat Kumar son of Kamta Prasad, resident of Diwan Mohalla, Gawal
Toli, P.S. Khajekala, District - Patna

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Mritunjay Prasad, Adv.

For the Opposite Party : Mr. J.K. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 20-10-2016 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner is in custody since 28.06.2016 in connection
with G.R.P. (Patna Sahib) P.S. Case No. 156 of 2016 for the offences
alleged under Sections 47(a) of the Bihar Excise (Amendment) Act,
2016.

3. It is submitted that the petitioner has been falsely
implicated and no recovery has been made from his conscious
possession. It is further submitted that in any event the petitioner
has been sufficiently punished having been in custody since
28.06.2016 for the small quantity of liquor said to have been
recovered. 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 Railway Judicial Magistrate, Patna Junction, in
connection with G.R.P. (Patna Sahib) P.S. Case No. 156 of 2016,
with the following conditions:-

(i) That one of the bailors will 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 to do so on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/BT

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