

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10140 of 2017

Arising Out of PS.Case No. -158 Year- 2016 Thana -RAXAUL District-
EASTCHAMPARAN(MOTIHARI)

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Dipu Kumar Son of Birendra Prasad, Resident of Village- Koiriya Tola
Ward No. 24, P.O. & P.S. Raxaul, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar
Mr. Alok Anand

For the Opposite Party/s : Mr. Chandrasen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 20-03-2017 Heard the parties.

This application has been filed in connection with Raxaul
P.S.Case No.158 of 2016 for the offence under Sections 47(A)
and 54 of Bihar Excise Amendment Act, 2016.

It is submitted on behalf of the petitioner that he has clean
antecedent and remanded in custody for about eight months as
there is allegation of recovery of 01 ltr. Country-made liquor.

Heard learned A.P.P. also.

Having heard both sides and in view of the fact that the
petitioner has remained in custody for a sufficient period, let the
petitioner, above named, be enlarged on bail on furnishing bail
bond of Rs.10,000/- (Ten Thousand) with two sureties of the like



amount each to the satisfaction of S.D.J.M., Raxaul at Motihari,
East Champaran in connection with Raxaul P.S.Case No.158 of
2016.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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