

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15582 of 2017

Arising Out of PS.Case No. -79 Year- 2016 Thana -POWAKHALI District- KISANGANJ

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1. Ramesh Lal Ganesh S/o Late Chenga Lal Ganesh, Resident of Village-
Saraikuri, P.S.- Powakhali, District- Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Sinha
Mr. Diwakar Sinha

For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr.Gautam

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 10-04-2017 The petitioner is in custody since 08.12.2016 in
connection with Powakhali P.S. Case No. 79 of 2016, registered
for offences punishable under Section 30(a) of Excise Act.

It has been submitted on behalf of the petitioner that
though there is allegation of recovery of 3 litres of country made
like liquor, however, the petitioner has sufficiently been punished
for the said offence as he has remained in judicial custody for
about four months and has clean antecedent.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and
circumstances of the case, nature of offence and period of custody,
and also petitioner has no criminal antecedent, as such, let the
petitioner above named, be released on bail on furnishing bail



bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Kishanganj, in connection with Powakhali P.S. Case No. 79/2016, subject to the 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 shall cooperate 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.

It is also made clear if the petitioner again found involved in any of the offences, his bail bond will be cancelled.

(Vinod Kumar Sinha, J)

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