

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34727 of 2017

Arising Out of PS. Case No.-6 Year-2017 Thana- DARIHAT District- Rohtas

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Ramakant Upadhyay @ Ramakant Choudhary son of Upendra Upadhyay
resident of Village : Modiha, P.S. : Darihat, District : Rohtas.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy

For the Opposite Party/s : Mr. ASHOK KUMAR SINGH 1

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 10-08-2017 I have heard learned counsel for the petitioner and
the State.

The petitioner seeks bail in a case registered for
offences punishable under section 414 of the Indian Penal Code
and 30 (a)(g) of the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, 17 litres 250 Ml.
foreign liquor and 269 litres countrymade liquor were
recovered from an Indica Car, and driver disclosed that the
petitioner as well as one another person, namely, Raju Tiwari
were behind this consignment. Petitioner claims that he is in
custody since 5.6.2017.

Having regard to the facts and circumstances of the
case, the above named petitioner is directed to be released on
bail on his furnishing bail bond of Rs. 10,000/-(Rupees Ten
Thousand) with two sureties of the like amount each to the



satisfaction of Addl. Sessions Judge II – cum – Special Judge,
Excise Act, Rohtas at Sasaram in Darihat P.S. Case No.
06/2017.

If the petitioner, after his release in this case, is again
found involved in similar nature of cases then the concerned
court would be at liberty to take steps for cancellation of his
bail bonds.

That apart, in view of the antecedent of the petitioner, he
would be required to appear before the Superintendent of Police,
Rohtas within fifteen days of his release with a copy of this
order and every month thereafter for the next six months. The
conduct of the petitioner will be kept under watch in the
aforesaid period by the Superintendent of Police concerned and
if it is found wanting in any respect, a report shall be made to
the court concerned by him to initiate a proceeding for
cancellation of bail for reasons of misuse of bail. After reporting
to the Superintendent of Police, a certificate will be filed by the
petitioner before the court concerned which should be granted
by the Superintendent of Police concerned upon his appearance.

(Dr. Ravi Ranjan, J)

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