

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44033 of 2017**

Arising Out of PS.Case No. -342 Year- 2017 Thana -GHORASAHAN District-  
EASTCHAMPARAN(MOTIHARI)

=====

Ganesh Mukhiya, son of Late Bhola Mukhiya, resident of Village- Bijbani  
Kachahari Tola, P.S.- Jitna, District- East Champaran.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Pankaj Kumar Dubey

For the Opposite Party/s : Mr. S.M. Rahman

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      15-09-2017      Heard learned counsel for the petitioner.

This is an application for bail in connection with  
Ghorasahan (Jitana) P.S.Case No. 342 of 2017 registered for the  
offences punishable under Sections 272, 273/34 of the Indian  
Penal Code and 30(a) of Bihar Excise Act.

Allegation is of recovery of 24 litres of Nepali wine.

Submission of learned counsel for the petitioner is that he  
has falsely been implicated in this case and nothing has been  
recovered from his possession and he is in custody since 8.7.2017  
having no criminal antecedent.

Heard learned APP also.

Having heard both sides and in view of facts and  
circumstances, let petitioner, above named, be released on bail on



furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-VII-cum-Special Judge, Excise Act, Motihari, in connection with Ghorasahan (Jitana) P.S.Case No. 342 of 2017, subject to the following conditions :-

- (1) One of the bailors shall be a local person having sufficient immovable properties within the jurisdiction of the court concerned,
- (2) Petitioner will co-operate in trial and appear in court on each and every date fixed in the case and on failure to appear without any genuine ground or without permission of court, his bail bond shall be cancelled.

**(Vinod Kumar Sinha, J)**

spal/-

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