

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39001 of 2017

Arising Out of PS. Case No.-73 Year-2017 Thana- KALYANPUR District- Samastipur

Ajay Kumar @ Makku Kumar, s/o Sri Arun Mhto, resident of village Kalyanpur, P.S. Kalyanpur, Distt- Samastipur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad
For the Opposite Party/s : DR. INDIWAR KUMARI

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 19-08-2017 Heard learned counsel for the petitioner and the learned A.P.P. for the State.

The petitioner seeks bail in a case registered for offences punishable under Sections 272, 273 of the I.P.C and Section 30/38 of the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, huge quantity of illegal liquor was recovered, however, petitioner's name has cropped up on the basis of confessional statement of the accused persons who were apprehended from the spot. He surrendered on 26.02.2017. It is further contended that several other co-accused persons have been granted bail including the Dileep Rai, Indradeo Kumar and Rajiv Kumar Singh @ Chhotu Kumar Singh. Petitioner is in custody since 07.07.2017.

Having regard to the facts and the circumstances of



the case, the abovenamed 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 the Additional Sessions Judge 6th –cum-Special Judge (Excise), Samastipur in connection with Kalyanpur P.S. Case No. 73/17.

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

That apart, in view of the antecedents of the petitioner, he would be required to appear before the Superintendent of Police, Samastipur within fifteen days of his release with a copy of this order and every two weeks 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 upon his appearance.

(Dr. Ravi Ranjan, J)

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