

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41856 of 2017

Arising Out of PS.Case No. -166 Year- 2017 Thana -BARGANIA District- SITAMARHI

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1. Dasrath Das @ Dasai Das Son of Badri Das, R/o Village- Nandbara,
P.S.- Bairgania, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar

For the Opposite Party/s : Mr. Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 11-09-2017

Heard the parties.

The petitioner seeks regular bail in connection with
Bairgania P.S.Case no.166/17 , registered for offences punishable
under Sections 272 and 273 of the Indian Penal Code and Section
30(A) of Bihar Prohibition and excise Act, 2016

Allegation against the petitioner is about recovery of
54 ltrs. of country-made liquor.

Submission of the learned counsel for the petitioner is
that the petitioner has been falsely implicated in this case. The
petitioner has no criminal antecedent and he has remained in
custody for about two months.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, be enlarged 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 learned A.D.J.-II-cum-Special Judge Excise Act, Sitamarhi in connection with Bairstonia P.S.Case no.166 of 2017.

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 reason, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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