

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44076 of 2017

Arising Out of PS.Case No. -140 Year- 2017 Thana -DIGHA District- PATNA

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1. Birendra Rai, S/o Sri Ram Babu Rai.
2. Chandeshwar Rai, S/o Late Ram Ratan Rai,
3. Munna Rai, S/o Late Din Dayal Rai, All are resident of Village- Nakta
Diara, P.S.- Digha, Distt.- Patna.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha

For the Opposite Party/s : Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

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

This is an application for bail in connection with Special Case No. 2545 of 2017, arising out of Digha P.S.Case No. 140 of 2017 registered for the offences punishable under 35(a) of Bihar Excise Act.

Allegation is of recovery of 270 litres of liquor.

Submission of learned counsel for the petitioners is that they have falsely been implicated in this case and nothing has been recovered from their possession and they are in custody since 7.7.2017 having no criminal antecedent.

Heard learned APP also.

Having heard both sides and in view of facts and



circumstances, let petitioners, above named, be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of the Special Judge, Excise Act, Patna, in connection with Special Case No. 2545 of 2017, arising out of Digha P.S..Case No. 140 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) Petitioners 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, their bail bonds shall be cancelled.

(Vinod Kumar Sinha, J)

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