

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34832 of 2017

Arising Out of PS.Case No. -138 Year- 2017 Thana -DHAKA District-
EASTCHAMPARAN(MOTIHARI)

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1. Munna Rai, S/o Hakim Rai,
2. Mohan Kumar, S/o Awadh Prasad Yadav, Both R/o Village Barharwa
Fatemohammad, P.S. Kundwachainpur District East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Patanjali Rishi

For the Opposite Party/s : Smt. Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 03-08-2017

Heard the parties.

The petitioner seeks regular bail in connection with
Dhaka P.S.Case No.138 of 2017 registered for offences
punishable under Sections 30(a) of Bihar Prohibition and Excise
Act, 2016.

Allegation is of recovery of 34.2 ltrs. of nepali liquor
form the possession of the petitioner.

Submission of the learned counsel for the petitioner is
that he has been falsely implicated in this case, having no criminal
antecedent and remained in custody for more than 3 ½ 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 S.D.J.M., Sikarhana at Dhanka, East Champaran in connection with Dhaka P.S.Case No.138 of 2017 dated 25.4.2017.

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, otherwise, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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