

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43947 of 2017

Arising Out of PS.Case No. -162 Year- 2017 Thana -FATEHPUR District- GAYA

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Surendra Mistry, son of Sita Mistry, resident of Village- Bagai, Police
Station- Fatehpur, District- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shailesh Kumar

For the Opposite Party/s : Smt. Asha Kumari

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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
Fatehpur P.S.Case No. 162 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 75 litres of Mahua liquor.

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
23.5.2017 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 Special Judge, Excise Act, Gaya, in connection with Fatehpur P.S.Case No. 162 of 2017, subject to the following conditions :-

- (1) One of the bailors shall be a local person having sufficient immoveable 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)

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