

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54391 of 2017

Arising Out of PS.Case No. -272 Year- 2017 Thana -BARSOI District- KATIHAR

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1. Mithun Sharma Son of Nirmal Sharma @ Nilman Sharma, R/o Village-
Maulanapur, P.S.- Barsoi, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha

For the Opposite Party/s : Mr. Sri Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 16-11-2017 Heard the parties.

The petitioner seeks regular bail in connection with Brsoi
P.S.Case No.272 of 2017 registered for offences punishable under
Sections 30(a) of the Indian Penal Code.

Allegation against the petitioner is about recovery of 42.2
ltrs. country-made liquor from the motorcycle of the petitioner.

Submission of the learned counsel for the petitioner is that
he has been falsely implicated in this case, no criminal antecedent
and he is in custody since 9.9.2017.

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/- (Twenty



Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Katihar in connection with Barsoi P.S.Case No.272 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 in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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