

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52202 of 2017

Arising Out of PS. Case No.-195 Year-2017 Thana- BARHARIA District- Siwan

Jai Prakash Gupta, Son of Late Raja Lal Sah, R/o Village- Hardobara, P.S.-
Barhariya, Distt- Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Aslam Ansari

For the Opposite Party/s : Mr. SHAILENDRA KUMAR SINGH

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL ORDER

2 09-11-2017 I have heard learned counsel for the petitioner and the
State.

The petitioner seeks bail in a case registered for
offences punishable under sections 272, 273, 308/34 of the
Indian Penal Code and Section 35 (a), 35(b), 36 and 41(1) of
the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, 78 litres 750 ML.
of country-made liquor was recovered from the possession of
the petitioner. Petitioner claims that he is in custody since
18.7.2017.

Having regard to the facts and circumstances of the
case, the above named petitioner is directed to be released on
bail on his furnishing bail bond of Rs. 10,000/-(Rupees Ten



Thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Siwan, in connection with Barhariya P.S. Case No. 195 of 2017.

If the petitioner, after his release in this case, is again found involved in similar nature of cases then the concerned court would be at liberty to take steps for cancellation of his bail bonds.

That apart, in view of the antecedent of the petitioner, he would be required to appear before the Superintendent of Police, Siwan within fifteen days of his release with a copy of this order and every month thereafter for the next six months. The conduct of the petitioner will be kept under watch in the aforesaid period by the Superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the petitioner before the court concerned which should be granted by the Superintendent of Police concerned upon his appearance.

(Dr. Ravi Ranjan, J)

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