

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.54962 of 2017**

Arising Out of PS.Case No. -86 Year- 2017 Thana -SHIWAPATHI District- MUZAFFARPUR

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1. Harendra Prasad @ Harindra Prasad, Son of Late Mohan Prasad,  
Resident of Village- Banghara, P.S.- Siwaipatti, District- Muzaffarpur.

.... .... Petitioner/s

Versus

1. The State of Bihar. null null

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ram Naresh Singh

For the Opposite Party/s : Mr. Sri Surendra Kumar

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      17-11-2017                      The petitioner seeks regular bail in connection with  
  
Siwaipatti P.S. Case No. 86 of 2017, registered for offences  
  
punishable under Sections 272 and 273/34 of the Indian Penal  
  
Code and Section 30(A) of the Bihar Prohibition and Excise Act,  
  
2016.

Allegation is of recovery of 5 litres of royal stag wine, 35  
  
litres of jerkins and 5 litres spirit and some empty liquor bottles  
  
and other articles.

It has been submitted on behalf of the petitioner that he  
  
has falsely been implicated in this and nothing has been recovered  
  
from his conscious possession rather recovery was made from the  
  
Aangan of one Malik Prasad. Further petitioner has no criminal  
  
antecedent and has been in judicial custody since 21.07.2017.



Heard learned A.P.P. also.

Having heard both sides, in view of the above facts, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur, in connection with Siwaipatti P.S. Case No. 86 of 2017, subject to the condition that:-

- (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) It is made clear that if the petitioner again found involved in any of the like offences, in future, prosecution will be free to move for cancellation of his bail bonds.

**(Vinod Kumar Sinha, J)**

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