

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55043 of 2017

Arising Out of PS.Case No. -340 Year- 2017 Thana -BRAHMPUR District- BUXAR

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1. Rahul Kumar Kesri Son of Bijay Prasad Kesri Resident of Village -
Chotki Sarimpur, P.S. - Buxar (T), District - Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Singh

For the Opposite Party/s : Mr. Sri Binod Kumar 3

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-11-2017 The petitioner seeks regular bail in connection with

Brahmpur P.S. Case No. 340 of 2017, registered for offences

punishable under Section 30(A) of the Bihar Prohibition and

Excise Act, 2016.

Allegation is of recovery of 190 litres of foreign liquor
from a vehicle and the petitioner is a driver.

It has been submitted on behalf of the petitioner that he
has falsely been implicated in this case and he only happens to be
the driver of the said vehicle, in which two other persons were also
sitting but they succeeded in fleeing away. Further petitioner has
no criminal antecedent and has been in judicial custody since
16.10.2017.

Heard learned A.P.P. also.



Having heard both sides, considering the facts and circumstances of the case, nature of allegation, quantity of recovery and period of custody and also that petitioner has no criminal antecedent, 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 ADJ-II cum Special Judge, Excise, Buxar, in connection with Brahmpur P.S. Case No. 340 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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