

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56647 of 2017

Arising Out of PS.Case No. -165 Year- 2017 Thana -BHAGWANPUR District-
VAISHALI(HAJIPUR)

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1. Bigan Paswan, Son of Late Prabhu Paswan, Resident of Village-
Khirkhaua, P.S.- Bhagwanpur, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan No.Ii

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 01-12-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Bhagwanpur P.S. Case
No. 165 of 2017 instituted for the offence under Section-30(a) of Bihar
Prohibition and Excise Act, 2016.

It is alleged that 25 litres of country-made liquor has been
recovered from house of this petitioner.

The seizure list is enclosed with the written report which
does not bear signature either of the petitioner or any of his family
members. In paragraph-3 of the petition, it has been mentioned that the
petitioner has no criminal antecedent.

In such circumstances, prayer for anticipatory bail is
allowed and it is ordered that the petitioner named above in the event
of his arrest or surrender in the court below within six weeks from the
date of receipt/production of copy of this order, shall be released on



bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with in Bhagwanpur P.S. Case No. 165 of 2017 to the satisfaction of Additional District & Sessions Judge-II-cum-Special Judge, Vaishali at Hajipur subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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