

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15258 of 2017

Arising Out of PS.Case No. -141 Year- 2016 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Sachin Kumar @ Sachin Kumar Srivastava sonfo Late Prem Kumar,
Resident of village/Mohalla-Raja Bazar Ward No.36, P.S. Town,
Motihari, P.s. Town Motihari, District- East Champaran
 2. Haider Ali S/O Md. Islam, Resident of Mohalla-Baluwa, Ward No.28,
P.S. Town Motihari, District- East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Tondon

For the Opposite Party/s : Mr. Sri Satyendra Prasad

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 06-04-2017 Heard the parties.

This application has been filed in connection with Chainpur P.S.Case No.141 of 2016 for the offence under Sections 272, 273 of the Indian Penal Code and Section 30(a), 37(a) of Bihar Excise (Amendment) Act, 2016.

It is submitted on behalf of the petitioners that they have clean antecedent and it is alleged that 179 bottles of Nepali liquor have been recovered. They are in custody for about three months.

Heard learned A.P.P. also.

Having heard both sides and considering clean antecedent of the petitioners as well as the fact that he is in custody for about three months, let the petitioners, above named, be enlarged on bail



on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of S.D.J.M., Sikarahana at Dhaka in connection with Kundwa Chainpur P.S.Case No.141 of 2016.

With following conditions :

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioners will not induce any witness or tamper with the evidence.
- (iii) The petitioners shall co-operate in the disposal of trial and make themselves available as and when required by the court and on the event of failure on their part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of their bail.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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