

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38465 of 2017

Arising Out of PS. Case No.-399 Year-2017 Thana- BIHARSHARIF District- Nalanda

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Jitendra Kumar @ Photo Mahto S/o Late Nawal Singh @ Nawal Kishore Singh, resident of Mohalla- Amber Sristal, P.S. Bihar, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rudal Singh

For the Opposite Party/s : Mr. ADITYA NARAYAN SINGH 1

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 19-08-2017 I have heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case registered for offences punishable under Sections 30/30 (a) of the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, 67 litres 50 Ml. of foreign liquor were recovered from a vehicle standing near *Kabristan*. It is further contended that neither the vehicle belongs to the petitioner nor the *Kabristan* belongs to him and there is no recovery of alleged wine from his possession. Petitioner claims that he is in custody since 21.7.2017.

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 Addl. Sessions Judge VI – cum – Special Judge, Nalanda, in connection with Bihar P.S. Case No. 399 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 antecedents of the petitioner, he would be required to appear before the Superintendent of Police, Nalanda 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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