

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44765 of 2017

Arising Out of PS.Case No. -120 Year- 2017 Thana -BEUR District- PATNA

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1. Pappu Rai Son of Vijay Rai Resident of Tej Pratap Nagar, P.S.Beur, District Patna, Permanent Resident of Village and P.S. Raghapur, District Vaishali

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suraj Narain Yadav

For the Opposite Party/s : Mr. Sri Mritunjay Kumar Nirala

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-09-2017 The petitioner seeks regular bail in connection with Special Case No. 2149 of 2017, arising out of Beur P.S. Case No. 120 of 2017 registered for offences punishable under Section 272 of the Indian Penal Code and Section 30(a)(b)(c) of the Bihar Prohibition and Excise Act, 2016.

Allegation is of recovery of 9780 bottles of beer.

It has been submitted on behalf of the petitioner that he has falsely been implicated in this case and nothing has been recovered from the possession of the petitioner and recovery has been made from a flat, which was given by the petitioner on rent to the co-accused of this case, who has already been granted bail by Coordinate Bench of this Court vide order dated 22.06.2017, passed in Cr. Misc. No. 27341 of 2017 and petitioner has no criminal antecedent and has been in judicial custody since



28.05.2017.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case, nature of allegation and also that petitioner has no criminal antecedent and other co-accused has been granted bail by coordinate Bench of this Court, as such, 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, Patna, in connection with Special Case No. 2149 of 2017, arising out of Beur P.S. Case No. 120 of 2017.

- (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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