

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51140 of 2017

Arising out of P.S. Case No.-178 Year-2017 Thana- KIUL RAIL
P.S. District- Lakhisarai

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Abhishek Kumar, Son of Phoola Chaudhary, resident of Village-
Pirdamarriya Patna City, P.S.- Malsalami, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar Mishra, Adv.

For the Opposite Party/s: Mr. Pradeep Narain Kumar, APP.

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 09-11-2017 Heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in a case registered for
offences under Sections 272 and 273 of the Indian Penal Code
and Sections 30 (a) and 38(i) of the Bihar Prohibition and
Excise Act, 2016.

It is contended that, as per allegation, huge quantity
of country made liquor was recovered from the bogey of the
train where the petitioner was sitting along with others. It is
further contended that the petitioner has been made accused
in another case, i.e., G.R.P. Jhajha P.S. Case No. 63 of 2017



registered for the offences under Sections 30(A) and 38(i) of the Bihar Prohibition and Excise Act. It is urged that the petitioner is in custody since 20.08.2017.

Considering the facts and the circumstances of the case, the petitioner, above named, 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 the Additional District & Sessions Judge-II-cum-Special Judge, Excise, Lakhisarai in connection with G.R.P. Kiul P.S. Case No. 178 of 2017 with a condition that one of the bailors of the petitioner(s) must be the close relative or his family member, who will file affidavit before the court below giving full genealogy showing his or her relationship with the petitioner.

Further, if the petitioner, after his release in this case, is again found to be involved in criminal case of similar nature, the court concerned would be at liberty to take steps for cancellation of his bail bonds.

In view of the antecedent of the petitioner, he would be required to appear before the Superintendent of Police, Lakhisarai 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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