

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.40364 of 2017**

Arising Out of PS.Case No. -77 Year- 2017 Thana -SHEOHAR District- SHEOHAR

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Darshan Raut, S/o Rajendra Raut, R/o Village- Khairva Darp, P.S.-  
Sheohar, District- Sheohar.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Dinesh Jha, Advocate

For the Opposite Party/s : Mr. Ram Bachan Singh, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

8      13-11-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Sheohar P.S.**

**Case No. 77 of 2017** instituted for the offence under Section  
30(A) of Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner has submitted that  
name of this petitioner has been disclosed by Tempo driver cum  
owner who was apprehended on the spot loaded with alleged  
liquor.

The seizure list has been enclosed with the First  
Information Report from which it appears that there is no recovery  
from possession of this petitioner.

It is mentioned in paragraph-3 of the bail petition that  
petitioner has no criminal antecedent.



Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Sheohar P.S. Case No. 77 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Additional Distt. and Sessions Judge cum Spl. Judge, Sheohar**, subject to the conditions as laid down under Section 438 (2) 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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