

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5192 of 2017

Arising Out of PS.Case No. -572 Year- 2016 Thana -MOHANIA District- BHABHUA (KAIMUR)

Nikesh Kumar Gupta, Son of Hira Prasad, Resident of Ward No. 7
Astuwarganj, P.S. Mohania, District - Kaimur (Bhabua) Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Vinod Kumar Seth

For the Opposite Party/s : Mr. Sri Chandrasen Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 09-03-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Mohania
P.S. Case No. 572 of 2016 registered for the offence punishable
under Section 30 (a) of Bihar Excise (Amendment) Act, 2016.

Allegedly, 3 bottles of Premium Whisky each containing
750 ml, 3 bottles each containing 375 ml, mobile and SIM Cards
were recovered and for that the petitioner is suffering in custody
since 17.12.2016.

In the facts and circumstances stated above, the
petitioner above named is directed to be released on bail on
execution of bail bond of Rs. 10,000/- (ten thousand) with two
sureties of the like amount each to the satisfaction of the learned
Chief Judicial Magistrate, Kaimur (Bhabua) in connection with
Mohania P.S. Case No. 572 of 2016, subject to the conditions that



one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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