

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44452 of 2017**

Arising Out of PS.Case No. -40 Year- 2017 Thana -BARAUNI RAIL P.S. District- BEGUSARAI

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KUNDAN KUMAR @ KUDAN KUMAR, son of Manoj Singh @ Anoj  
Mahto, resident of village Bhartiy Nagar, Khiriyahi Road, Ward No. 26,  
P.S. Nagar, District Saharsa

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Raj Kumar Sinha

For the Opposite Party/s : Mr. Shyam Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      15-09-2017                      Heard learned counsel for the petitioner.

This is an application for bail in connection with Barauni  
Rail P.S.Case No. 40 of 2017 registered for the offences  
punishable under Sections 272, 273, 308 of the Indian Penal Code  
and 30(A) of Bihar Excise Act.

Allegation is of recovery of 75 litres of liquor.

Submission of learned counsel for the petitioner is that he  
has falsely been implicated in this case and nothing has been  
recovered from his possession and he is in custody since  
28.6.2017 having no criminal antecedent.

Heard learned APP also.

Having heard both sides and in view of facts and  
circumstances, let petitioner, above named, be released on bail on  
furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand)



with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-VII-cum-Special Judge, Excise Act, Begusarai, in connection with Barauni Rail P.S.Case No. 40 of 2017, subject to the following conditions :-

- (1) One of the bailors shall be a local person having sufficient immoveable properties within the jurisdiction of the court concerned,
- (2) Petitioner will co-operate in trial and appear in court on each and every date fixed in the case and on failure to appear without any genuine ground or without permission of court, his bail bond shall be cancelled.

**(Vinod Kumar Sinha, J)**

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