

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44993 of 2017**

Arising Out of PS.Case No. -431 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-  
SITAMARHI

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1. Kishan Kumar @ Krishna Kumar son of Chulahi Sah R/o Basant Khurd,  
P.S. Mejarganj (Suppi), District - Sitamarhi.

.... .... Petitioner/s

Versus

1. The State of Bihar.

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

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**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar Jha, Adv.

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

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

2      18-09-2017              The petitioner seeks regular bail in connection with  
  
Complaint Case No. C2-431 of 2016, registered for offences  
  
punishable under Sections 30(A) of the Bihar Prohibition and  
  
Excise Act, 2016.

Allegation is of recovery of 51 litres of Nepali saufi wine  
  
and 1.5 litres of foreign liquor.

It has been submitted on behalf of the petitioner that he  
  
has falsely been implicated in this case and has no criminal  
  
antecedent and has been in judicial custody since 22.12.2016.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and  
  
circumstances of the case, nature of allegation and period of  
  
custody and also that petitioner has no criminal antecedent, 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 2<sup>nd</sup> Additional Sessions Judge – Cum –Special Judge, Excise Act, Sitamarhi, in connection with Complaint Case No. C2-431 of 2016.

- (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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