

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42343 of 2017

Arising Out of PS.Case No. -108 Year- 2016 Thana -NAVHATTA District- SASARAM (ROHTAS)

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1. Jai Prakash @ Monu @ Jai Prakash Singh @ Monu Singh Son of
Deomuni Singh, R/o Village- Nauhatta Nichlakhori, P.S.- Nauhatta,
District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kumar Mishra

For the Opposite Party/s : Mr. Sri Uday Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 13-09-2017

The petitioner seeks regular bail in connection with
Nauhatta P.S.Case No.108 of 2016 registered for offences
punishable under Sections 30(a) of the Bihar Prohibition and
Excise Act, 2016.

Allegation against the petitioner is about recovery of
80 ltrs. of country-made liquor from a tempo and the petitioner
succeeded in fleeing away. The petitioner is not named in the FIR.

Submission of the learned counsel for the petitioner is
that nothing has been recovered from the possession of the
petitioner rather from other accused persons and the petitioner is
in custody for about 1 ½ months. He has no criminal antecedent.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, be enlarged 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 learned A.D.J.-II-cum-Spl. Court, Excise, Rohtas at Sasaram in connection with Nauhatta P.S.Case No.108 of 2016.

With following conditions :

- (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) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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