

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48609 of 2017

Arising Out of PS.Case No. -123 Year- 2017 Thana -GUTHNI District- SIWAN

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1. Subash Kumar S/o Ramasheesh @ Ram Ashish, R/o Village- Chaque Vishwanath, P.S.- Ghosi, District- Mau (U.P.).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pranav Kumar Jha

For the Opposite Party/s : Mr. Md. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-10-2017 The petitioner seeks regular bail in connection with Guthni P.S. Case No. 123 of 2017, registered for offences punishable under Sections 272 and 273 of the Indian Penal Code and Section 41(1), 30(A) and 38(A) of the Bihar Prohibition and Excise Act, 2016.

Allegation is of recovery of 387 litres of country made liquor.

It has been submitted on behalf of the petitioner that he has falsely been implicated in this case and he only happens to be the driver of the vehicle from which alleged recovery was made. Further he has no criminal antecedent and has been in judicial custody since 09.08.2017.

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, 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 A.D.J.-II Cum Special Judge, Excise, Siwan, in connection with Guthni P.S. Case No. 123 of 2017.

- (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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