

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2849 of 2017

Arising Out of PS.Case No. -33 Year- 2016 Thana -WEST CHAMPARAN GRP CASE District-
WESTCHAMPARAN(BETTIAH)

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Sanjay Sarkar @ Naru, son of Late Anand Sarkar, resident of Basmanpur
Colony, P.S. Motihari Mufassil, District-East Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Naresh Chandra Verma, Advocate

For the Opposite Party/s : Mr. Rajballabh Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-02-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Motihari Rail P.S.Case No. 33 of 2016 registered for the offences
punishable under Section 47 of Excise Act.

It has been submitted on behalf of the petitioner that
though there is allegation that 15.0 litres of Nepali liquor has been
recovered from the possession of the petitioner but petitioner has
clean antecedent and has remained in custody for about six
months.

Heard learned APP also.

Having heard both sides and considering the facts
stated above, let the 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 Chief Judicial Magistrate (Rail), Bettiah, in connection with Motihari Rail P.S.Case No. 33 of 2016, subject to the conditions that :-

(i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.

(ii) The petitioner will not induce any witness or tamper with the evidence.

(iii) The petitioner shall cooperate 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, the prosecution is free to move the cancellation of his bail.

(Vinod Kumar Sinha, J)

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