

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20767 of 2017

Arising Out of PS.Case No. -432 Year- 2016 Thana -BARACHATTI District- GAYA

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Anil Ram, son of late Girja Ram, resident of Village- Sukahara Dehri,
Police Station- Nasriganj, District- Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Singh, Advocate

For the Opposite Party/s : Mr. Ajay Kumar No.2, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-06-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Barachatti P.S.Case No. 432 of 2016 registered for the offences punishable under Sections 272, 273, 120B of the Indian Penal Code and 30(a), 28(ii), 3, 38 & 47 of Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is of recovery of huge quantity of liquor from his vehicle of which he is the driver.

It has been submitted on behalf of the petitioner that petitioner has no criminal antecedent and he is driver of the vehicle and he is in custody for eight months.

Heard learned APP also, who has opposed the prayer for bail stating that huge quantity of liquor has been recovered.

Having heard both sides and considering the aforesaid



facts and circumstances and also considering the period of detention, let the petitioner, named above, 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, Sherghati, Gaya, in connection with Barachatti P.S.Case No. 432 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 for cancellation of his bail.

(Vinod Kumar Sinha, J)

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