

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26572 of 2017

Arising Out of PS.Case No. -132 Year- 2017 Thana -AJAMNAGAR District- KATIHAR

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Prakash Kumar Sah @ Prakash Kumar Saha, Son of Subhas Saha,
Resident of Village- Alampur, Police Station- Azam Nagar, District-
Katihar.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Md. Helal Ahmad, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-06-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with
Azam Nagar P.S.Case No. 132 of 2017 registered for the offences
punishable under Sections 272, 273 of the Indian Penal Code and
30(a) of Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is that while he was
going by motorcycle he was intercepted and 72 litres of foreign
liquor and country made liquor have been recovered from his
possession.

It has been submitted on behalf of the petitioner that
petitioner has clean antecedent and he has falsely been implicated
in this case and he is in custody for more than two months. It has
also been submitted that seizure list was prepared at the police
station which falsifies the case.

Heard learned APP also.



Having heard both sides and considering the aforesaid facts and circumstances, 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 Additional District Judge-II-cum-Special Judge, Katihar, in connection with Azam Nagar P.S.Case No. 132 of 2017, 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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