

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47423 of 2017

Arising Out of PS.Case No. -230 Year- 2017 Thana -RAXAUL District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Manoj Patel, Son of Bigan Patel, Resident of Village- Kalwari Majharia,
P.S.- Adapur, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Anis Akhtar

For the Opposite Party/s : Mr. Sri Asharaf Ansari

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-10-2017

Heard the parties.

The petitioner seeks regular bail in connection with Raxaul P.S.Case No.230 of 2017 registered for offences punishable under Sections 30(a) and 37 (B) of the Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is about recovery of 26.4 ltrs. of foreign liquor from the behind seat of the rickshaw. The petitioner was arrested from the spot.

Submission of the learned counsel for the petitioner is that the petitioner is passenger and he has nothing to do with the seized articles. The petitioner has no criminal antecedent and he has remained in custody for about 03 months.

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 Additional Sessions Judge 7th –cum-Special Judge Excise, Motihari, District East Champaran in connection with Raxaul P.S.Case No.230 of 2017.

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.
- (iv) If his active participation is found in such type of cases in future, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

chn/-

U		T	
---	--	---	--

