

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35935 of 2017

Arising Out of PS.Case No. -218 Year- 2017 Thana -JAGDISHPUR District- BHAGALPUR

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Kishore Rai, son of Late Basudeo Prasad Rai, R/o Village- Tardiha, P.S.- Jagdishpur, District- Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-08-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Jagdishpur P.S.Case No. 218 of 2017 registered for the offences punishable under Section 30(A) of Bihar Excise Act.

Allegation as per FIR is of recovery of 6 litres of foreign liquor and 10 litres of country made liquor from the possession of the petitioner.

It has been submitted on behalf of the petitioner that petitioner has falsely been implicated in this case and he is in custody for more than one month having clean antecedent.

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 the Special Judge, Excise, Bhagalpur, in connection with Jagdishpur P.S.Case No. 218 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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