

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45435 of 2017

Arising Out of PS.Case No. -221 Year- 2016 Thana -BARHARIA District- SIWAN

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Shree Bhagwan Pasi son of Late Shankar Pasi, resident of village Kail Tola
Bazar, P.S. Barharia, District Siwan

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jeetendra Narayan

For the Opposite Party/s : Mr. Sri Rana Randhir Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-09-2017 Heard the parties.

The petitioner seeks regular bail in connection with Barharia P.S.Case No.221 of 2016 registered for offences punishable under Sections 272, 273, 308 and 34 of the Indian Penal Code and Section 30(B), 36 and 38 of the Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is about recovery of 20 ltrs. of *Mahua* liquor.

Submission of the learned counsel for the petitioner is that the petitioner has been falsely implicated in this case. The petitioner has no criminal antecedent and he has remained in custody since 14.7.2017.

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 2nd Addl. District and Sessions Judge-cum-Special Judge, Excise, Siwan in connection with Barhariya P.S.Case No.221 of 2016.

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.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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