

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46478 of 2017

Arising Out of PS.Case No. -63 Year- 2017 Thana -KHAGAUL District- PATNA

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Sonu @ Sonu Kumar son of Latee Anil Kumar resident of village Mahajan
Toli, Chitra Toli, Road Arrah, P.S. Town Arrah, District Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar

For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr.Gautam

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-09-2017 Heard the parties.

The petitioner seeks regular bail in connection with
Special Case No.1242 of 2017 arising out of Khagaul P.S.Case
No.63 of 2017 registered for offences punishable under Sections
30(a) of the Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is about recovery of
431 ltrs. of foreign liquor from the Truck.

Submission of the learned counsel for the petitioner is
that the petitioner was neither present at the spot nor driver of the
truck nor Khalasi is concerned with the truck and further
submission is that he is accused in another case also but he is on
bail in that case. He has been named in this case on the basis of
confession of the other co-accused, who has already been granted
bail by this Court, vide order dated 20.7.2017 passed in Cr. Misc.



No.33952 of 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 Special Judge, Excise, Patna in connection with Special Case No.1242 of 2017 arising out of Khagaul P.S.case No.63 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.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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