

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14214 of 2018

Arising Out of PS.Case No. -158 Year- 2017 Thana -INDUSTRIAL District- BHAGALPUR

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1. Sikendra Yadav @ Sikendar Yadav Son of Vaiju Yadav @ Baiju Yadav
Resident of Village- Gamhariaya, Musahari Tola, P.S. Sour Bazar, District-
Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarnath Jha

For the Opposite Party/s : Mr. Umesh Lal Verma

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 13-03-2018 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner is languishing in judicial custody
since 01.01.2018 in connection with Industrial Area P.S.
Case No. 158/17 for offences punishable under Sections
272, 273 of the Indian Penal Code and Sections 30/30(A)
of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, as lodged by the police
personnel, is that on secret information that a Maruti car
is carrying huge consignment of illicit liquor, the police
reached there and intercepted the Maruti car and
apprehended the petitioner, who was trying to flee away.
From the Maruti car 200 litres of country-made liquor
was recovered, and, accordingly, a seizure-list was



prepared.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and nothing has been recovered from his conscious possession. Petitioner undertakes to cooperate in the investigation, provide all necessary information and not to tamper with the prosecution witnesses.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (Excise), Bhagalpur, in connection with Industrial Area P.S. Case No. 158/17, subject to the following conditions :

- (i) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.
- (ii) If the petitioner indulges in an offence of similar nature in future, the prosecution will be



at liberty to move the learned court below for
cancellation of his bail bonds.

(Nilu Agrawal, J)

Rajesh/-

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