

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6551 of 2018

Arising Out of PS.Case No. -631 Year- 2017 Thana -BARBIGHA(Misson O.P.) District-
SEKHPURA

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Madan Saw, S/o Mdei Saw, R/o Kharjama, Golapar, P.S.- Barbigha,
District- Sheikhpura.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar, APP

For the Opposite Party/s : Mr. Humayou Ahmad Khan, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 15-02-2018 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner is in custody since 28.12.2017 in connection with Excise Case No. 840 of 2017, arising out of Barbigha (Misson O.P.) P.S. Case No. 631 of 2017 for the alleged offences under Section 30(A) of the Bihar Excise and Prohibition Act, 2016.

3. It is submitted that the petitioner has been falsely implicated in connection with alleged recovery of about 77.37 litres of foreign liquor from the house of co-accused Suresh Singh, said to have been made on the confessional statement of the petitioner. It is submitted that the said co-accused Suresh Singh as also co-accused Vikash Kumar have been granted bail by this Court in Cr. Misc. No. 5545 of 2018.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction



of learned 1st Additional District & Sessions Judge, Sheikhpura in connection with Excise Case No. 840 of 2017, arising out of Barbiga (Misson O.P.) P.S. Case No. 631 of 2017 on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Chandran/BT

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