

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6388 of 2018

Arising Out of PS.Case No. -379 Year- 2017 Thana -KADWA District- KATIHAR

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1. Mosahid Alam, S/o Afaque Alam, R/o Raghunathpur, P.S.- Barsoi,
Distt.- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh

For the Opposite Party/s : Mr. Mukeshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 01-02-2018 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner is in custody since 14.12.2017 in connection with Kadwa P.S. Case No. 379 of 2017 for the alleged offences under Sections 272, 273 of the Indian Penal Code and 30(a) of Bihar Prohibition & Excise Act.

3. It is submitted that the petitioner has been falsely implicated in connection with alleged recovery of 141.900 litres of foreign liquor said to have been recovered from the Scorpio vehicle of the petitioner. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case and having regard to the period of custody already suffered since 14.12.2017, 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 A.D.J.II-cum-Special Judge, Excise Act, Katihar in connection with Kadwa P.S. Case No. 379 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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