

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61752 of 2018

Arising Out of PS.Case No. -222 Year- 2018 Thana -PATNA JN RPF/POST District- PATNA

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1. Ganesh Thakur, Son of Surendra Thakur @ Suresh Thakur, Resident of Village- Barh Kachahri, Purbi Malahi, Police Station- Barh, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh

For the Opposite Party/s : Mr. Smt. Sahin Begam

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 11-10-2018 Heard the parties.

The petitioner seeks regular bail in connection with Special Case No.6221 of 2018 arising out of Patna Jn. P.S.Case No.222 of 2018 registered for offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Act, 2016 of the Indian Penal Code and Sections 20, 22, and 29 of the NDPS Act.

Allegation against the petitioner is about recovery of 31.95 ltrs. of English wine and there is also allegation of recovery of 4.850 gram *Ganza* from the other co-accused.

Submission of the learned counsel for the petitioner is that he has been falsely implicated in this case and he has no criminal antecedent. He is in custody since 7.7.2018.

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/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Patna in connection with Special Case No.6221 of 2018 (arising out of Patna Jn. P.S.case No.222 of 2018.

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 in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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