

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.57979 of 2018

Arising Out of PS.Case No. -274 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
EASTCHAMPARAN (MOTIHARI)

=====

1. Shamim Ansari S/o Mokhtar Miya @ Mukhtar Ansari, R/o vill.- Inarwa
Phulwar, P.S.- Lakhaura, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Rajkishore Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The Petitioner seeks regular bail in connection with
Excise Case No. 274 of 2018, registered for offences punishable
under Sections 30 (A) of Bihar Prohibition of Excise Act, 2016.

As per F.I.R., the allegation against the petitioner is of
recovery of 30 bottle Nepali liquor, each containing 300 ml. from
the possession of the petitioner along with other accused persons.

Submission of the learned counsel for the petitioner is
that the petitioner has falsely been implicated in the present case
merely on the basis of suspicion and only nine liter Nepali liquor
has been recovered from the possession of two persons, including
the petitioner and the petitioner is in custody since 15.06.2018.



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/- (Rupees Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned 7th Additional Sessions Judge –cum- Special Judge, Excise, East Champaran at Motihari in connection with Excise Case No. 274 of 2018, subject to the 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) It is made clear that if petitioner found involved in any of the like offences, in future, prosecution is free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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