

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63587 of 2018

Arising Out of PS.Case No. -249 Year- 2018 Thana -MAIRWAN District- SIWAN

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1. Manu Sahani S/o Chandeshwar Sahani@ Chaneshwar Singh R/o Village-
Imlauli, P.S. Mairawa, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh

For the Opposite Party/s : Mr. Sri Nagendra Prasad

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 25-10-2018 Heard the parties.

The petitioner seeks regular bail in connection with Mairawa P.S.Case no.249 of 2018 dated 5.9.2018 arising out of Mairawa P.S.case No.249 of 2018 registered for offences punishable under Sections 272, 273, 308/34 of the Indian Penal Code and Section 30, 38, 41 of the Bihar Excise and Prohibition Act, 2016.

Allegation against the petitioner is about recovery of 33.8 ltrs. of liquor from the Maruti car of the petitioner and the petitioner fled away from the place of occurrence.

Submission of the learned counsel for the petitioner is that nothing has been recovered from the conscious possession of the petitioner and he is in custody since 18.7.2018.



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 the learned 2nd Additional Sessions Judge-cum-Special Judge, Siwan in connection with Mairawa P.S.Case No.249 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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