

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.64803 of 2018

Arising Out of PS.Case No. -122 Year- 2018 Thana -IMAMGANJ District- GAYA

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1. Afazal Ali S/o late Habbib Ali Resident of Village-Jolha Tetariya
Ghorighat, P.S. Pratap Pur, District- Chatra, Jharkhand.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Ahtash Ali Khan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 29-10-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The Petitioner seeks regular bail in connection with
Imamganj, P.S. Case No. 122 of 2018 registered for offences
punishable under Sections 30 (a) of the Bihar Excise Prohibition
Act, 2016.

Allegation against the petitioner as per F.I.R. is of
recovery of 260 liters of Mahua wine from the vehicle of the
petitioner and accordingly, a seizure list has been prepared.

Submission of the learned counsel for the petitioner is
that the petitioner has falsely been implicated in this case, as he is
driver of the vehicle and he has no knowledge of articles, kept in
vehicle. It is further submitted that the petitioner has no criminal



antecedent and he is in custody since 02.09.2018.

Heard learned A.P.P also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioners, 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 Special Excise Judge, Gaya, in connection with Imamganj P.S. Case No. 122 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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