

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.26107 of 2018

Arising Out of PS.Case No. -63 Year- 2018 Thana -SAHPUR District- BHOJPUR

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Pappu Yadav, Son of Jagdish Yadav, Resident of Village+ P.S.- Shahpur,
District- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 29-05-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with
Shahpur P.S. Case No. 63 of 2018 for the offences punishable
under Sections 353, 504, 506/34 of the Indian Penal Code and
Section 30(a) of the Bihar Prohibition & Excise Act, 2018.

The allegation is regarding recovery of 6.5 liters of
illicit liquor from the house of the petitioner.

The learned counsel for the petitioner submits that the
petitioner is innocent and no recovery has been made from the
conscious possession of the petitioner. It is submitted that the
petitioner is languishing in custody since 12.3.2018. It is further
submitted that the petitioner is ready to abide by whatever
conditions which may be imposed by this Court.



Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge-cum-04th Additional Sessions Judge, Excise, Bhojpur at Ara in connection with Excise Case No. 443 of 2018 (Shahpur P.S. Case No. 63 of 2018).

Considering the fact that the petitioner is an accused in couple of similar type of cases, this Court is of the view that in case the petitioner is implicated in similar type of cases henceforth, the present privilege of bail shall stand cancelled automatically.

It is directed that the petitioner would mark his presence before the Officer In-Charge of the concerned Police Station at 10 A.M. on each and every Monday of the month and in the event of his failure on three consecutive occasions to mark his attendance, the present privilege of anticipatory bail shall stand cancelled automatically.

(Mohit Kumar Shah, J)

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