

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47537 of 2018

Arising Out of PS.Case No. -189 Year- 2018 Thana -RAMPUR District- GAYA

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1. Binod Kumar Kushwaha S/o Jaman Mahto, R/o Chor Mohalla, P.S.-
Chatra, District- Chatra (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Mistry, Advocate

For the Opposite Party/s : Mr. Madan Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 26-09-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The Petitioner seeks regular bail in connection with
Rampur P.S.Case No. 189 of 2018 registered for offences
punishable under Section 414 of the Indian Penal Code and under
Section 30 (a) of Bihar Prohibition and Excise Act, 2016.

As per F.I.R. allegation against the petitioner is of
recovery of 444 liters of country made liquor from the Indigo car
of the petitioner and he has been apprehended on the spot.

Submission of the learned counsel for the petitioner
is that the petitioner has falsely been implicated in this case and he
is only a driver of the vehicle and the petitioner is in custody
since 01.06.2018 and he has no criminal antecedent.



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 Special Judge, Excise, Gaya in connection with Rampur P.S.Case No. 189 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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