

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55927 of 2018

Arising Out of P.S.Case No. -24 Year- 2013 Thana -GOVERNMENT OFFICIAL COMP. District-
WESTCHAMPARAN(BETTIAH)

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Bhikhari Yadav S/o Late Kapildeo Yadav, R/o Vill.- Amawa, Ahir Tola,
P.S.- Majhulia, District- West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

3 28-09-2018 Heard learned counsels for the petitioner and the State.

The petitioner is in custody in connection with Excise Case
No.24 of 2013 registered for an offence under Sections 47(a) of
Bihar Excise Act.

As per FIR, 210 liters of country made liquor was
recovered from the house of this petitioner.

It has been submitted that there is no recovery from the
possession of the petitioner and he has been made accused with
ulterior motive. Petitioner is in custody since 09.05.2018.

The learned APP opposed the submissions.

Considering the aforesaid facts and circumstances,
prayer for bail is allowed. Let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten



thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Bettiah, West Champaran in connection with Excise Case No.24 of 2013 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 cooperate in the disposal of trial and make themselves available as and when required by the court and on the event of failure on his part 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.

(Sanjay Kumar, J)

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