

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57997 of 2018

Arising Out of PS. Case No.-257 Year-2018 Thana- MAIRWAN District- Siwan

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Kundan Rajbhar S/o Sharma Rajbhar R/o Village - Phukhrera, P.S. Mairwan,
District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Pandey

For the Opposite Party/s : Mr. Uday Pratap Singh

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL ORDER

2 06-10-2018 I have heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in a case registered for offences punishable under sections 272 and 273 of the Indian Penal Code and Sections 30 and 41 of the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, 10 litres 100 ML. of country-made liquor were recovered from a bag and petitioner was arrested from the spot. It is contended that nothing has been recovered from the conscious possession of the petitioner rather he has been falsely implicated in the present case. Petitioner claims that he is in custody since 06.07.2018.

Having regard to the facts and circumstances of the case, the above named petitioner is directed to be released on bail on his furnishing bail bond of Rs. 10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the



satisfaction of Special Judge, Excise Act, Siwan, in connection with Mairwan P.S. Case No. 257 of 2018.

If the petitioner, after his release in this case, is again found involved in similar nature of cases then the concerned court would be at liberty to take steps for cancellation of his bail bonds.

That apart, in view of the antecedent of the petitioner, he would be required to appear before the Superintendent of Police, Siwan within fifteen days of his release with a copy of this order and every month thereafter for the next six months. The conduct of the petitioner will be kept under watch in the aforesaid period by the Superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the petitioner before the court concerned which should be granted by the Superintendent of Police concerned upon his appearance.

(Dr. Ravi Ranjan, J)

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