

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63215 of 2018

Arising Out of PS. Case No.-88 Year-2018 Thana- KURSAILA District- Katihar

Nand Kishor Kumar Sah @ Nand Kishor Sah Son of Sri Bindeshwari Prasad Sah, resident of Village- Gandhi Bazar, Kursela, P.S. Kursela, District- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harish Chandra Patel, Adv

For the Opposite Party/s : Mr. Smt Indu Kumari Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 30-11-2018

Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 272,273 of the Indian Penal Code and 30(a) of Bihar Prohibition Excise Act,2016.

600 liters of toddy was allegedly recovered from the tempo of which the petitioner is owner.

Submission is that petitioner has got no criminal antecedent.

Considering the facts aforesaid especially the statement of the petitioner on oath that he has got no criminal antecedent, let the petitioner, above named, in the



event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Kursela P.S.Case No.88 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as if the learned court below would come to the notice that the petitioner has committed similar offence the same would be a ground for cancellation of bail bond by the learned court and further the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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