

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.72764 of 2018

Arising Out of PS. Case No.-147 Year-2018 Thana- MAHISHI District- Saharsa

Md. Ekramul, Son of Md. Israil, Residents of Village Mustafanagar Ward
No. 06, P.S. Saharsa, District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh
For the Opposite Party/s : Mr. Sri Ram Naresh Ray

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 12-12-2018

Heard learned counsel for the parties.

Petitioner seeks bail in **Special Case No. 345 of 2018**
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is that his mobile
number was found in the possession of driver from whose Truck
3000 Litres of foreign liquor was seized.

It has been submitted on behalf of the petitioner that
he is innocent and has been falsely implicated in this case. It has
been further submitted that there is no any other involvement of
petitioner in the sale of illicit liquor. Similarly, situated co-
accused person has been granted bail by a co-ordinate bench of
this Court vide order dated 20.09.2018 in Criminal
Miscellaneous No. 57470 of 2018 and 06.10.2018 in Criminal



Miscellaneous No. 56604 of 2018. Petitioner is in custody since 15.10.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Special Judge (Excise), Saharsa**, in connection with **Special Case No. 345 of 2018 corresponding to Mahishi P.S. Case No. 147 of 2018**, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4). If the petitioner is found involved in similar nature of offence, after his release on bail, the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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