

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22719 of 2018

Arising out of PS. Case No.-74 Year-2018 Thana-
GOVERNMENT OFFICIAL COMP. District- East Champaran

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Vivek Kumar, Son of Bhairolal Rai, Resident of Village-
Pachpokhariya, (Kurminiya) P.S.-Mahuawa (Chhauradano),
District-East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :Mr. Binod Kumar Mishra, Advocate
For the Opposite Party/s :Mr. Lalan Kumar, APP

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 19-04-2018 Heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in a case registered for
offences under Section 30 (A) of the Bihar Prohibition and
Excise Act, 2016.

It is contended that as per allegation, 36 liters of
Nepali Saufi Wine was recovered from the motorcycle which
was being driven by the petitioner. It is further contended that
the petitioner is accused in one another case, i.e., Chhauradano
P.S. Case No. 108/2017 under Section 30(A) of Bihar
Prohibition and Excise Act, 2016. It is urged that the petitioner



is in custody since 14.02.2018.

Considering the facts and the circumstances of the case, the petitioner, abovenamed 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 the Additional Sessions Judge-IV-cum-Special Judge, Excise Act, East Champaran at Motihari in connection with Excise Case No. 74 of 2018 with a condition that if the petitioner, after his release in this case, is again found to be involved in criminal case of similar nature, the court concerned 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, Motihari, East Champaran 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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