

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.67839 of 2018

Arising Out of PS. Case No.-24 Year-2018 Thana- KUDHNI District- Bhabhua (Kaimur)

Sudama Ram, Son of Sita Ram, Resident of Village- Bisapur Muthela, Police
Station- Balua, District- Chandauli (U.P.)

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Sunil

For the Opposite Party/s : Mr. Sri Humayou Ahmad Khan

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 26-11-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Excise
Case No. 692 of 2018 corresponding to Kudhani P.S. Case No.
24 of 2018 instituted for the offence under Section(s) 30(a),
38(1) of the Bihar Prohibition and Excise Act, 2016.

As per seizure list, which is part of the FIR, total 4896
bottles of foreign liquor have been recovered from the vehicle
as mentioned in the written report. The petitioner managed to
run away. The petitioner is said to be the owner of the aforesaid
vehicle.

Learned counsel for the petitioner has submitted that
petitioner was not present on the spot. The petitioner has given
the vehicle to Santosh Kumar and Ramesh Kumar on



5.7.2018, who were professional drivers, for plying the vehicle. Thereafter, said Santosh Kumar told the petitioner that his vehicle was stolen. In this regard, petitioner has given his written application before the Deputy District Magistrate Sakaldiha (Chandauli) for lodging an FIR against said Santosh Kumar Yadav. The photo copy of the application is annexed as Annexure-2 to the bail petition.

The petitioner is in custody since 17.8.2018 having no criminal antecedent.

Considering the aforesaid, let the petitioner, above named, 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 the learned Additional District Judge-VI-cum-Special Judge, Excise, Kaimur (Bhabua) in connection with Excise Case No. 692 of 2018 corresponding to Kudhani P.S. Case No. 24 of 2018, subject to the condition that both the bailers shall be the close relative of the petitioner.

(Sanjay Priya, J)

shyambihari/-

U			
---	--	--	--

