

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68333 of 2018

Arising Out of PS. Case No.-366 Year-2018 Thana- GHORASAHAN District- East
Champaran

Shivmangal Mukhiya, Son of Rekha Mukhiya, resident of Village- Nimoiya,
P.S.- Ghorasahan, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Sri Bal Mukund Prasad Sinha

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 27-11-2018

Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Ghorasahan P.S. Case No. 366 of 2018
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act.

Allegation against petitioner is of recovery of 18
litres of Nepalese Soffy from his house.

It has been submitted on behalf of the petitioner that
he is innocent and has been falsely implicated in this case.
Petitioner has no criminal antecedent and he is in custody since
15.09.2018.

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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, East Champaran, Motihari, in connection with Ghorasahan P.S. Case No. 366 of 2018 subject to the conditions that:-

(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 and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(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.

(S. Kumar, J)

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