

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75569 of 2018

Arising Out of PS. Case No.-123 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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Mahadeo Manjhi @ Mahadev Sada S/o Late Brijlal Manjhi Resident of
Village-Parigama P.S. Pupri Distt.-Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar, Advocate

For the Opposite Party/s : Mr. Md. Ansarul Haque (APP)

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 18-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with G.O. 123/18, registered for the offences
punishable under Sections 30(a) of the Indian Penal Code.

Allegation is recovery of 49.500 liters of Nepali
Saufi from the possession of the petitioner.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case merely on the basis of suspicion.
Nothing was recovered from the conscious possession of the
petitioner. Petitioner has no criminal antecedent and is in
custody since 22.09.2018.



Considering the aforesaid fact 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 A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi, in connection with G.O. 123/18, subject to 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 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 offences, after his release on bail the trial court shall take steps to cancel his bail bonds.

(S. Kumar, J)

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