

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77042 of 2018

Arising Out of PS. Case No.-426 Year-2018 Thana- KUDRA District- Bhabhua (Kaimur)

Deepak Kumar Gupta @ Deepak Kunwar Gupta, son of Shiv Shankar Prasad Gupta, Resident of Village- Sakari, P.S. Kudra, District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Pandey

For the Opposite Party/s : Mr.Sri Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 20-12-2018 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Excise Case No. 872 of 2018 arising out of Kudra P.S. Case No. 426 of 2018 registered for the offence punishable under Section 30(A) of the Bihar Prohibition and Excise Act, 2016.

Allegation against petitioner is of recovery of 6.840 litres of foreign liquor from his possession.

It has been submitted on behalf of the petitioner that petitioner has no criminal antecedent and he is in custody since 03.10.2018.

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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (Excise), Kaimur at Bhabua, in connection with Excise Case No. 872 of 2018 arising out of Kudra P.S. Case No. 426 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 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 bond.

(S. Kumar, J)

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