

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.67938 of 2018

Arising Out of PS. Case No.-89 Year-2018 Thana- PUSA District- Samastipur

Indrajit Kumar, S/o Devilal Rai, R/o Vill- Sarmastpur, P.S.- Sakra, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subesh Sharma
For the Opposite Party/s : Mr. Sri Ram Bachan Singh

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 28-11-2018

Heard learned counsel for the parties.

Petitioner seeks bail in **Pusa P.S. Case No. 89 of 2018** registered for the offence punishable under **Section 30(A) of the Bihar Prohibition and Excise Act, 2016.**

Allegation against the petitioner is of recovery of 1756 Litres of foreign liquor from the Maruti Car which he abandoned on the street and tried to flee away after seeing the police and was apprehended after chase.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. Nothing has been recovered from the possession of the petitioner. He has no concern with seized car or liquor and was arrested on suspicion only. Petitioner has got no criminal antecedent and is in custody since 22.09.2018.



Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail **after completing three months of Jail custody**, upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Addl. Sessions Judge cum Special Judge Excise at Samastipur** in connection with **Pusa P.S. Case No. 89 of 2018**, with following 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.

(S. Kumar, J)

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