

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51972 of 2018

Arising Out of PS. Case No.-261 Year-2018 Thana- MAIRWAN District- Siwan

Rahul Singh, son of Janardan Singh, resident of Village- Fatehpur, P.S. Deoria, District Deoria (U.P.).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary

For the Opposite Party/s : Mr. Sri Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 04-10-2018

Heard parties.

Petitioner seeks bail in **Mairwa P.S. Case No. 261 of 2018** registered for the offence punishable under Sections 272, 273, 308 and 34 of the Indian Penal Code and Section 30(i), 38(i) and 41(i) of Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is of recovery of 181.440 Litres of foreign liquor from the vehicle in which he was travelling.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. Petitioner has got no criminal antecedent and is in custody since 09.07.2018.

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/- with two sureties of the like amount each to the satisfaction of learned **Additional Sessions Judge-II, Siwan**, in connection with **Mairwa P.S. Case No. 261 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 present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be sufficient 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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