

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60238 of 2018

Arising Out of PS. Case No.-49 Year-2018 Thana- GOPALPUR District- Gopalganj

Sunil Kumar @ Pintu Kumar, S/o Shyam Sundar, resident of Village -
Dumari Swangipatti, P.S. - Hatta, District - Kushinagar (U.P.).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harendra Prasad, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL ORDER

3 08-10-2018

I have heard learned counsel for the petitioner and
the State.

The petitioner seeks bail in a case registered for
offences punishable under Sections 272 and 273 of the Indian
Penal Code and Section 30 (a) of the Bihar Prohibition and
Excise Act, 2016.

It is contended that, as per allegation, 120 litres 960
Ml. of foreign liquor was recovered from the Indica Car.
Petitioner claims that he was neither arrested on spot nor was
anything recovered from his possession rather he has been
implicated in the present case on disclosure of his name by
apprehended co-accused. Petitioner claims that he is in custody
since 28.7.2018.

Having regard to the facts and circumstances of the



case, the above named petitioner is directed to be released on bail on his furnishing bail bond of Rs. 10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Gopalganj, in connection with Gopalpur P.S. Case No. 49 of 2018 with further conditions that one of the bailors of the petitioner must be the resident of State of Bihar.

If the petitioner, after his release in this case, is again found involved in similar nature of cases then the concerned court would be at liberty to take steps for cancellation of his bail bonds.

That apart, in view of the antecedent of the petitioner, he would be required to appear before the Superintendent of Police, Gopalganj, within fifteen days of his release with a copy of this order and every month thereafter for the next six months. The conduct of the petitioner will be kept under watch in the aforesaid period by the Superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the petitioner before the court concerned which should be granted



by the Superintendent of Police concerned upon his appearance.

(Dr. Ravi Ranjan, J)

Spd/-

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