

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.57692 of 2018

Arising Out of PS. Case No.-179 Year-2018 Thana- GUTHANI District- Siwan

Sheoji Bhagat @ Shivji Bhagat, S/o Late Gaya Bhagat, Resident of Village-Jataur, P.S.- Guthani, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akshay Lal Pandit

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

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL ORDER

2 06-10-2018 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 273/34 of the Indian Penal Code and Sections 30 (a), 37(b), 38(a) and 41(1) of the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, 3 litres 800 Ml of foreign liquor were recovered from the dicky of the motorcylce. It is further contended that the motorcycle from which the alleged liquor has been recovered does not belong to the petitioner. Petitioner claims that he is in custody since 19.7.2018.

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 learned Special Judge, Excise Act, Siwan, in connection with Guthani P.S. Case No. 179 of 2018.

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, Siwan 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)

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