

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.58918 of 2018

Arising Out of PS. Case No.-38 Year-2018 Thana- JAMHOR District- Aurangabad

Mirtunjay Singh S/o Late Toni Singh resident of Village- Jokhari, P.S. Jamhour, District Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Singh, Advocate

For the Opposite Party/s : Smt. Veena Rani Prasad, 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 Section 30 (a) and 38(i) of the Bihar Prohibition and Excise Act, 2016 and under Sections 341, 323, 353/34 of the Indian Penal Code.

It is contended that, as per allegation, 12 litres of foreign liquor was recovered from a Maruti Suzuki vehicle. Petitioner claims that he was neither arrested on spot nor was anything recovered from his possession. It is further contended that the seized vehicle and wine do not belong to the petitioner. Petitioner claims that he is in custody since 28.08.2018.

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, Aurangabad, in connection with Jamhore P.S. Case No. 38 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, Aurangabad 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/-

U		T	
---	--	---	--

