

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58931 of 2018

Arising Out of PS. Case No.-137 Year-2018 Thana- DURAULI District- Siwan

Harendra Patel, Son of Late Dhanu Patel @ Dhanu Prasad Patel, resident of Village- Doan, Police Station- Darauli, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Javed Aslam, Advocate

For the Opposite Party/s : Mrs. Sangeeta Sharma, 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 37(c) of the Bihar Prohibition and Excise Act, 2016.

It is contended that, as per allegation, 1 litres 440 Ml of foreign liquor was recovered from Thela of the petitioner. It is contended that nothing has been recovered from the conscious possession of the petitioner and he has been falsely implicated in the present case. It is further contended that the seized Thela and liquor do not belong to the petitioner. Petitioner claims that he is in custody since 25.06.2018.

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, Siwan, in connection with Darauli P.S. Case No. 137 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 antecedents 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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