

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68104 of 2018

Arising Out of PS. Case No.-120 Year-2018 Thana- PARAIYA District- Gaya

Niranjan Kumar @ Jogi Son of Sadhu Sharan Singh, Resident of Village-Dhansira, P.S. Paraiya, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shivendra Prasad

For the Opposite Party/s : Mr. Sri Kumar Ranjit Ranjan

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 30-11-2018 Heard the parties.

The petitioner seeks regular bail in connection with Paaiya P.S.ase No.120 of 2018 dated 6.8.2018 registered for offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Act, 2016 of the Indian Penal Code.

Allegation against the petitioner is about recovery of 35 ltrs. of liquor from the motorcycle and the petitioner succeeded in fleeing away, however, he is named in the FIR..

Submission of the learned counsel for the petitioner is that he has been falsely implicated in this case, having no criminal antecedent and he is in custody since 6.9.2018..

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge,Excise, Gaya in connection with Paraiya P.S.case No.120 of 2018..

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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