

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5655 of 2019

Arising Out of PS. Case No.-181 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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Rahul Yadav Sri Sariphen Ray R/o Village-Mallikpur, P.S-Raghopur, Distt.-
Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vibhuti Ranjan Sonvadra
For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 05-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Special Case No. 11111 of 2018 arising out of
P.R. (Nadi) No. 181 of 2018 registered for the offence
punishable under Section 30(a) of Bihar Prohibition & Excise
Act, 2016.

Allegation is recovery of 50 litres of country made
Mahua wine from the possession of petitioner who was the
pillion rider of the motorcycle, however, one co-accused
managed to escape and petitioner was apprehended at the spot.

It has been submitted on behalf of the petitioner that
petitioner has no criminal antecedent and he has been falsely



implicated in this case. Petitioner is in custody since 22.11.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Patna, in connection with Special Case No. 11111 of 2018 arising out of P.R. (Nadi) No. 181 of 2018 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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