

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8188 of 2019

Arising Out of PS. Case No.-296 Year-2018 Thana- PAKARIBARAW District- Nawada

Sunil Chaudhary, aged about 41 years (Male), Son of Late Amrit Chaudhary
Resident of Village – Budhauri, P.S. Pakri Barawan, District, Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Ms.Rita Verma

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 21-02-2019

Heard learned counsel for the parties.

Petitioner seeks bail in Pakribarawan (Pakribrawan)

P.S. Case No.296/2018 registered for the offence punishable under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 5 litres illicit liquor from the house of the petitioner.

It has been submitted on behalf of the petitioner that petitioner is innocent and has falsely been implicated in this case. Petitioner has criminal antecedent of similar nature and he is in custody since 02.12.2018.

Considering the facts and circumstances of the case and nature of allegation, I am not inclined to enlarge the petitioner on bail at this stage. Hence, the prayer for bail of the



petitioner is hereby rejected.

However, it is observed that the petitioner named above be released **after four months in custody**, on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II-cum-Special Judge, Nawada in connection with Pakribrawan (Pakribarawan) P.S. Case No.296/2018, with following conditions:-

(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 properly 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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