

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9068 of 2019

Arising Out of PS. Case No.-15 Year-2019 Thana- NARPATGANJ District- Araria

ARBIND DAS, aged about 30 years, Male, Son of Madhu Das, Resident of
Village - Rikatganj, Bhatiyahi, P.S. Narpatganj (Bathnaha) district Araria
... Petitioner

Versus

THE STATE OF BIHAR ... Opposite Party

Appearance :

For the Petitioner : Mr. Ramesh Kumar Singh, Adv.
For the Opposite Party : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 15-02-2019 Heard the learned counsel for the petitioner and the
learned counsel appearing for the State.

The petitioner is languishing in judicial custody since
08.01.2019 in connection with Narpatganj (Bathnaha) P.S. Case
No. 15 of 2019 corresponding to Special Case No. 31 of 2019
for the offence alleged under Section 30(a) Bihar Prohibition
and Excise Act, 2016.

The prosecution case, as lodged by the police
personnel, is that petitioner was found crossing the Indo-Nepal
border on his motorcycle with 15 liters of Nepali wine.
Accordingly, a seizure list was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history and has
been falsely implicated in the aforesaid case. The petitioner
undertakes not to induce witnesses or tamper with the



prosecution evidence.

However, the learned Additional Public Prosecutor for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Narpatganj (Bathnaha) P.S. Case No. 15 of 2019 corresponding to Special Case No. 31 of 2019 to the satisfaction of the learned Additional Sessions Judge II-cum-Special Judge, Araria, subject to the condition one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

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