

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10259 of 2019

Arising Out of PS. Case No.-800 Year-2018 Thana- BANKA District- Banka

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KISHORE CHOUDHARY Son of Sankar Choudhary Resident of village-
Bogariya, P.S-Banka, District-Banka.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dhirendra Kumar
For the Opposite Party/s : Mr.Ram Anurag Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 20-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Banka P.S. Case No. 800 of 2018 registered for
the offence punishable under Section 30(a) of the Bihar Excise
& Prohibition Act, 2016.

Allegation is recovery of 605 pouch of 200 ml.
(Total 121 litres) of country made liquor from the hut which was
in front of the house of Manju Devi in which petitioner is a
tenant.

It has been submitted on behalf of the petitioner that
nothing has been recovered from the possession of petitioner
and he has been falsely implicated in this case. Petitioner has no
criminal antecedent and he is in custody since 01.12.2018.



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 Additional Session Judge-II, Banka, in connection with Banka P.S. Case No. 800 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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