

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11254 of 2019

Arising Out of PS. Case No.-320 Year-2018 Thana- HUSSAINGANJ District- Siwan

PAPPU YADAV, aged about 23 years, Gender, Male, Son of Chhathu Chaudhary @ Chhathu Yadav Resident of Village- Singarpatti, P.S.- Hussainganj, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 01-03-2019 Heard learned counsel for the parties.

Petitioner seeks bail in Hussainganj P.S. Case No.320 of 2018 registered for the offence punishable under Sections 30(a), 36 and 41(1) of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 74.16 litres foreign liquor from the agricultural field of Santosh Yadav. Allegation against the petitioner is that he is also involved in trade of illicit liquor who has been implicated in this case on the basis of information received from the villagers.

It has been submitted on behalf of the petitioner that petitioner is innocent and has falsely been implicated in this case and he has nothing to do with the alleged recovered liquor.



Petitioner is in custody since 11.01.2019.

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/- with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum- Special Judge, Excise, Siwan in connection with Hussainganj P.S. Case No.320 of 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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