

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12760 of 2019

Arising Out of PS. Case No.-9 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhubani

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MD. HIRA, aged about 19 years, (M) Son of Md. Mumtaj Resident of
Village - Behta Pachwari Tole, P.S.- Benipatti, Distt - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mazharul Hassan

For the Opposite Party/s : Mr.Suman Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 01-04-2019

Heard learned counsel for the parties.

Petitioner, who is in custody, seeks bail registered
for the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise Act.

Allegation is of recovery of 425 litre illicit liquor
from the house of the petitioner.

It has been submitted on behalf of the petitioner
that he is innocent and has been falsely implicated in this case
due village politics. Nothing has been recovered from his
possession. It has been further submitted that similarly placed
co-accused has been granted bail by co-ordinate Bench of this
Court vide order dated 06.03.2019 passed in Cr. Misc. No.



13858 of 2019. Petitioner has got no criminal antecedent and is in custody since 14.01.2019.

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 court below where the case is pending in connection with **G.O. Case No. 09 of 2019**, with following condition:-

(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 and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(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 offence, after his release on bail, the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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