

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16044 of 2019

Arising Out of PS. Case No.-59 Year-2019 Thana- KADAMKUAN District- Patna

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AMARNATH RAI Son of Sakaldip Rai Resident of Village- Saidabad, P.S.-
Raghopur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhola Kumar

For the Opposite Party/s : Mr.Bharat Lal

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 01-04-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Special Case No. 939 of 2019 arising out of
Kadamkuan P.S. Case No. 59 of 2019 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition &
Excise Act, 2016.

Allegation is recovery of 300 litres of Mahua wine
from the car which was occupied by the petitioner and others.

It has been submitted on behalf of the petitioner that
petitioner is neither driver nor owner of the car and was sitting
on the car and he had no knowledge that illicit liquor has been
kept in the car. Petitioner has no criminal antecedent and he is in
custody since 25.01.2019.



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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Special Case No. 939 of 2019 arising out of Kadamkuan P.S. Case No. 59 of 2019 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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