

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16434 of 2019

Arising Out of P.S. Case No.-8 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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SATISH MUKHIYA, age-19 years, Male, S/o Shukhdeo Mukhiya R/o
Village- Bihari, P.S.- Madhuapur, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dinesh Jha, Advocate
For the Opposite Party/s : Mr.Ramesh Chandra, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 28-03-2019 Heard the learned counsel for the petitioner and

learned counsel appearing on behalf of the State.

Petitioner seeks bail in connection with G.O. 08 of
2019 for the offence alleged under Section 30(A) of the Bihar
Prohibition and Excise Act, 2016.

The prosecution case as lodged by the Excise
Officials is that the petitioner was apprehended by the SSB
Officials near the Indo Nepal Border carrying 18 liters of Nepali
Soufi 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 antecedent and
has been falsely implicated in the aforesaid case. He is



languishing in judicial custody since nearly two months and undertakes to cooperate in the investigation and not to tamper with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail.

Considering the nature of allegations 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 G.O. No.08 of 2019 to the satisfaction of learned Additional District Judge-II-cum-Special Judge, Excise Act, Sitamarhi, subject to the conditions that 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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