

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16037 of 2019

Arising Out of PS. Case No.-410 Year-2018 Thana- GAYA RAIL P.S. District- Gaya

SHYAM SUNDAR PASWAN, aged about 18 years, (M) S/o Late Ramdev
Paswan Resident of Bharub Tola P.S.- Obra, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nityanand Kumar

For the Opposite Party/s : Mr.Renuka Ratnakar

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 02-04-2019 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 recovery of 10 litre of country made
Mahua wine from the possession of petitioner.

It has been submitted on behalf of the petitioner
that he is innocent and has been falsely implicated in this case.
Nothing has been recovered from his possession. Petitioner has
got no criminal antecedent and is in custody since 28.12.2018.

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/- with two sureties of



the like amount each to the satisfaction of learned court below
where the case is pending in connection with **Gaya Rail P.S.**
Case No. 410 of 2018, 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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