

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20728 of 2019

Arising Out of PS. Case No.-46 Year-2019 Thana- CHHAURADANO District- East
Champaran

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SANJAY KUMAR Son of Ramdev Rai Resident of Village - Parsa, P.S.-
Mahuawa, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh
For the Opposite Party/s : Mr.Meena Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 03-04-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Chhauradano (Mahuawa) P.S. Case No. 46 of
2019 registered for the offence punishable under Section 30(a)
of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 38.400 litres of Nepali
country made liquor which was being carried by the petitioner
in a sack on his head.

It has been submitted on behalf of the petitioner that
nothing was recovered from the possession of petitioner and he
has been arrested only on the basis of suspicion. Petitioner has
no criminal antecedent and he is in custody since 14.02.2019.



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, Motihari, in connection with Chhauradano (Mahuawa) P.S. Case No. 46 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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