

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78739 of 2018

Arising Out of PS. Case No.-209 Year-2018 Thana- SARAI District- Vaishali

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Dalbeer Singh @ Driver Dalbeer Singh Son of Niranjana Singh Resident of
Village -Tin Darsan Mandir Road No. 18, Bhelai Near School, P. S. - Power
House, District - Durg Chattisgarh.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 01-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Sarai P.S. Case No. 209 of 2018 registered for
the offence punishable under Sections 414, 34 of the Indian
penal Code and Sections 30(a), 32(2), 35(a), 38(i), 41(i) of the
Bihar Prohibition Amended Act, 2018.

Allegation is recovery of 5322.240 litres of foreign
liquor from the truck of which petitioner was driver.

Considering the nature of allegation against petitioner, I
am not inclined to grant bail to the petitioner. Accordingly the
prayer for bail is rejected at this stage.

However, after six months of custody the petitioner



would be enlarge on bail by the court below itself on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge-II-cum-Special Judge, Hajipur, Vaishali, in connection with Sarai P.S. Case No. 209 of 2018 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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