

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38641 of 2019

Arising Out of PS. Case No.-113 Year-2018 Thana- MUFFASIL District- West Champaran

SURAJ MAL @ RAJ MAL Son of Sher Singh @ Amar Singh Resident of
Village - Mojamnagar, P.S.- Kharkhoda, District- Sonipat, Haryana

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar No 7

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

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 31-07-2019 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in **Bettiah Muffasil P.S.**
Case No. 113 of 2018, instituted for the offence under
Section(s) 30(a), 31, 35, 38, 41 and 56(1) of Bihar Prohibition
and Excise Act, 2016.

Prayer for bail of the petitioner was earlier rejected by
this Court vide order dated 6.11.2018 passed in Cr. Misc. 66914
of 2018 with liberty to renew his prayer for bail after six
months.

Report was called for from the court below which has
been received. From the report it appears that charge has not
even been framed.

Counsel for the petitioner submits that petitioner is in
custody since 22.3.2018 having clean antecedent.



Considering the aforesaid facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner above named, be released on bail on 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, Bettiah, West Champaran**, in connection with **Bettiah Muffasil P.S. Case No. 113 of 2018**, subject to the condition that both the bailors will be the close relatives of the petitioner with further conditions which are as follows:

(i) Petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court (ii) In absence on two consecutive dates without any valid reason, the bail bonds of the petitioner will liable to be cancelled and (iii) if petitioner tampers with the evidence or the witnesses of the case, in that event, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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