

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42288 of 2019

Arising Out of PS. Case No.-98 Year-2019 Thana- MASHRAK District- Saran

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SUBASH KUMAR @ SUDHU @ SUDHU SAH, S/o Pradip Sah @ Theha,
Resident of Village- Dumarson, P.S.- Masrakh, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Ban Bihari Singh

For the Opposite Party/s : Mr.Ram Bachan Singh

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 15-07-2019

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner seeks bail in **Masrakh P.S. Case No.98 of 2019** instituted for the offence under Sections 272, 273 Indian Penal Code and Section(s) 30, 30(A), 28, 41 of Bihar Prohibition and Excise Act, 2016.

It is alleged that two persons, namely, Arjun Mahto and Kailash Prasad were apprehended by the police on motorcycle holding five litres country made liquor. They disclosed the name of the petitioner. It is further alleged that 600 litres country made liquor (spirit) was recovered from the bank of river.

Counsel for the petitioner submits that Petitioner is in custody since 09.04.2019.



In the 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 the **Additional Sessions Judge 9th cum Special Judge, Excise, Saran at Chapra**, in connection with **Masrakh P.S. Case No.98 of 2019**, subject to the condition that both the bailors shall be close relative of the petitioner.

It appears from para 3 that two more case under the Excise Act is pending against the petitioner. The petitioner will file an Affidavit at the time of his furnishing bail bond that he will not indulge in such activities in future. In the event, he is found indulged in such activity in future, his bail bond in the instant case shall liable to be cancelled.

(Sanjay Priya, J)

J. Alam/-

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