

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.78198 of 2018**

Arising Out of PS. Case No.-265 Year-2018 Thana- ISLAMPUR District- Nalanda

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Shani Sangam Son of Late Anil Kumar Resident of Village-Kasimpur,P.S.,  
Islampur,Distt.-Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Rajeev Kumar  
For the Opposite Party/s : Mr.Md. Fahimuddin

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**CORAM: HONOURABLE MR. JUSTICE S. KUMAR**  
**ORAL ORDER**

2      11-01-2019                      Heard learned counsel for the parties.

Petitioner seeks bail in Islampur P.S. Case  
No.265/2018 registered for the offence punishable under  
Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 570 litres country-made  
liquor from a car which was being boarded by 7-8 persons.  
However, after seeing the police, they tried to flee away but two  
of them were apprehended on the spot who disclosed their  
names as Wasim Alam and Shashi Ranjan.

It has been submitted on behalf of the petitioner that  
petitioner has falsely been implicated in this case due to dirty  
village. It has been submitted that name of the petitioner has  
surfaced in this case on the confessional statement made by the



co-accused and except said confessional statement, there is no any other incriminating material against the petitioner. It has further been submitted that petitioner was neither apprehend on the spot nor anything was recovered from his possession. Petitioner has no criminal antecedent and he is in custody since 23.11.2018.

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 Addl. District & Sessions Judge, VI-cum-Special Judge, Excise Act, Nalanda, Bihar Sharif in connection with Islampur P.S. Case No.265/2018, with following conditions:-

(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.

(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)**

Sanjay/-

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