

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78996 of 2018

Arising Out of PS. Case No.-425 Year-2018 Thana- BARHARA District- Bhojpur

Chhathu Ram, S/o - Late Bhikhari Ram @ Mikhari Ram, R/o Village - Gundi,
P.S. - Barhara Krishnagarh, District - Bhojpur at Ara.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiva Ranjan, Adv.

For the Opposite Party/s : Smt Indu Kumari Srivastava (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 29-01-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Excise Case No. 1754 of 2018 arising out of Barhara (Krishnagarh) P.S. Case No. 425 of 2018 registered for the offences punishable under Section 30 (a) of Bihar Prohibition and Excise Act, 2016.

Allegation is recovery of 49 liters of liquor from the house of the petitioner.

It has been submitted on behalf of the petitioner that he is innocent and has committed no offence. He has been falsely implicated in this case. Petitioner has no criminal antecedent and is in custody since 23.10.2018.

Considering the aforesaid fact 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 Bhojpur, Ara, in connection with Excise Case No. 1754 of 2018, arising out of Barhara P.S. Case No. 425 of 2018, subject to 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 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 bonds.

(S. Kumar, J)

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