

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78449 of 2018

Arising Out of PS. Case No.-495 Year-2018 Thana- BRAHMPUR District- Buxar

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1. Vinod Yadav Son of Shivmuni Yadav
 2. Mantu yadav Son of Sri Bhagavan Yadav Both are Resident of Village-Chakki Mathura Deva,P.S.Brahampur (Chakki),Distt.-Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar Sinha

For the Opposite Party/s : Mr.Sri Abhay Kumar Roy

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 08-01-2019 Heard learned counsel for petitioners sand learned
counsel for the State.

Petitioners, who are in custody, seek bail in connection with Brahmpur P.S. Case No. 495 of 2018 registered for the offences punishable under Section 30(a) of Bihar Prohibition and Excise Act, 2016.

Allegation is recovery of 8.640 ml. of foreign liquor each from the possession of the petitioners.

It has been submitted on behalf of the petitioners that they are innocent and have committed no offence. Petitioners have been falsely implicated in this case. Nothing was recovered from their possession. Petitioners have no criminal antecedent and are in custody since 04.11.2018.



Considering the aforesaid fact and circumstances of the case, let the petitioners named above be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge, Buxar, in connection with Brahampur P.S. Case No. 495 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioners shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the petitioners 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 petitioners.
- (4) If the petitioners are found involved in similar nature of offences, after their release on bail the trial court shall take steps to cancel their bail bonds.

(S. Kumar, J)

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