

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71923 of 2019

Arising Out of PS. Case No.-158 Year-2019 Thana- SIKTI District- Araria

Shankar Kumar Tatma Son of Shri Shrawan Tatma, Resident of Village-
Dehati Ward No. 09, P.S.- Palasi, District- Araria.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana, Advocate

For the Opposite Party/s : Mr.Rajesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner in the present case is seeking regular bail in connection with Sikty P.S. Case No. 158 of 2019 corresponding to Special Case No. 1234 of 2019 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that nothing has been recovered from the possession of the petitioner. The petitioner is in custody since 17.09.2019 having no criminal history.

Learned A.P.P. for the State has opposed the prayer for bail.

Considering the facts and circumstances of the case,



the quantity of liquor being 9 liters and petitioner is in custody since 17.09.2019, there being no criminal history, let the petitioner above named be released on bail in connection with Sikty P.S. Case No. 158 of 2019 corresponding to Special Case No. 1243 of 2019 on furnishing of bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Araria, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under :

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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