

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.65906 of 2018

Arising Out of PS. Case No.-222 Year-2018 Thana- BAIKUNTHPUR District- Gopalganj

Ramesh Singh, Son of Kapildeo Singh, Resident of Village- Shankarpur, P.S.-
Baikunthpur, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Naresh Chandra Verma

For the Opposite Party/s : Mr.Sri Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 10-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Baikunthpur P.S. Case No. 222 of 2018
registered for the offence punishable under Sections 420, 379
and 34 of the Indian Penal Code and Section 30(a), 41(i)(ii) of
the Bihar Prohibition & Excise Act, 2016.

Informant is the Police Officer, who has alleged that
on receiving a confidential information that a big consignment
of illicit liquor has arrived on truck which is being unloaded and
on receiving such information, he alongwith other police
personnel reached the place of occurrence and seeing the police,
persons assembled near the truck started to flee away, however,
petitioner was apprehended and he disclosed the name of other
co-accused and also stated that the driver and others have fled
away.



It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case and he was only a passerby and the real culprit fled away. Petitioner has no criminal antecedent and he is in custody since 23.08.2018.

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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Gopalganj, in connection with Baikunthpur P.S. Case No. 222 of 2018 subject to the conditions that:-

(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 bond.

(S. Kumar, J)

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