

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74037 of 2019

Arising Out of PS. Case No.-465 Year-2019 Thana- KATIHAR District- Katihar

ADITYA KUMAR CHOUHAN, aged about 28 years, Male, Son of Pradip Kr. Chouhan, Resident of Village - Driver Tola, Katihar, P.S.- Nagar, Distt. - Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad, Adv.

For the Opposite Party/s : Mr.Madan Kumar (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 11-12-2019 Heard learned counsel for petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail registered for the offences punishable under Section 30(a) and 37(c) of Bihar Prohibition and Excise Act.

Allegation is recovery of 20 liters of country made wine from Scooty left abandoned and occupants fled away on seeing police of which petitioner is registered owner.

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. He had sold his scooty. Petitioner has no criminal antecedent and is in custody since 10.10.2019.

Considering the aforesaid facts and circumstances



of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge (Excise), Katihar, in connection with Katihar Town P.S. Case No. 465 of 2019, 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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