

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78902 of 2019

Arising Out of PS. Case No.-594 Year-2018 Thana- SAUR BAZAR District- Saharsa

Sajan Kumar @ Sajan Yadav, Male, aged about 25 years, Son of Mahendra Yadav Resident of Village - Sahuriya West, P.S.- Sour Bazar, Distt.- Saharsa.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amarnath Jha
For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

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

In this case, the petitioner is seeking bail in connection with Special (Excise) Case No. 558 of 2018 arising out of Sour Bazar P.S. Case No. 594 of 2018 registered for offences under sections 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per allegation, the police has recovered 25.920 liters of illicit foreign liquor 'Royal Stag' kept in a sack containing 144 bottles of 180 ml. Each.

The petitioner is in custody since 18.09.2019.

Looking to the quantity of liquor recovered as also the period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of



learned Additional Sessions Judge-II cum Special Judge Excise Act, Saharsa in connection with Special Excise Case No. 558 of 2018 arising out of Sour Bazar P.S. Case No. 594 of 2018, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds and (iv) the petitioner will report to the Sour Bazar police station by 7th of every month for at least six months and in case of failure without any valid rhyme or reason, the bail of the petitioner will be treated to have been canceled.

(Shivaji Pandey, J)

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