

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78992 of 2018

Arising Out of PS. Case No.-172 Year-2018 Thana- BHAGWANPUR District- Begusarai

Sudin Choudhary, Son of Late Bankey Choudhary, Resident of Village
Ishapur, P.S. Bhagwanpur, District Begusarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pravin Kumar

For the Opposite Party/s : Mr. Amrendra Prasad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 04-01-2019 Heard learned counsel for the parties.

Petitioner seeks bail in Bhagwanpur P.S. Case No.
172 of 2018 registered for the offence punishable under Section
30(a) of the Bihar Prohibition & Excise Act, 2016.

Allegation against the petitioner is that the police had
seized a vehicle containing 258 litres of foreign liquor which is
purported to be of the petitioner.

It has been submitted on behalf of the petitioner that
nothing was recovered from the possession of the petitioner and
his name has surfaced in this case on the confessional statement
of co-accused, Dharmveer Kumar and except the said
confessional statement, there is no any other incriminating
material against the petitioner. Petitioner has no criminal
antecedent and he is in custody since 16.11.2018.



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/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Begusarai in connection with Bhagwanpur P.S. Case No. 172 of 2018, with following 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 properly 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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