

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77620 of 2018

Arising Out of PS. Case No.-449 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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Bhola Raut S/o Nathuni Raut , R/o Vill.- Auraiya , P.S.- Gaur, District-
Rautahat, Nepal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Anis Akhtar

For the Opposite Party/s : Mr. Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 02-01-2019 Heard learned counsel for the parties.

Petitioner seeks bail in Excise Case No.449/ 2018
registered for the offence punishable under Section 30(a) of
the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 27 litres Nepali Saufi wine
from the possession of the petitioner while crossing the border
from Nepal to India on motorcycle.

It has been submitted on behalf of the petitioner
petitioner has falsely been implicated in this case. Petitioner has
no criminal antecedent and he is in custody since 14.09.2018.

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 Special Judge, Excise
Motihari, District, East Champaran in connection with Excise
Case No. 449/2018, 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)

Sanjay/-

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