

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78749 of 2018

Arising Out of PS. Case No.-125 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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Ram Prasad Mukhiya, S/o Late Ram Nanan Mukhiya, Resident of Village
Parigama, P.S. Pupri, District Sitamarhi

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Mishra

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 04-01-2019

Heard learned counsel for the parties.

Petitioner seeks bail in C2/125/18, District Sitamarhi
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 31.5 litres of Nepali Saufi
Wine from the possession of the petitioner.

It has been submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case as he has been
arrested only on the basis of suspicion. Petitioner has no
criminal antecedent and he is in custody since 27.09.2018.

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 A.D.J. II-cum-Special Judge, Excise Act, Sitamarhi in connection with C2/125/18, 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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