

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1212 of 2019

Arising Out of PS. Case No.-90 Year-2018 Thana- BASOPATTI District- Madhubani

Sumit Yadav, son of Parmeshwar Yadav, Resident of village- Kataiya, P.S. Basopatti, District- Madhubani,

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav, Adv.

For the Opposite Party/s : Mr.Smt. Veena Kumari Jaiswal (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 11-01-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Basopatti P.S. Case No. 90 of 2018, registered for the offences punishable under Sections 272, 273 of the Indian Penal Code and Section 30(a) of Bihar Prohibition and Excise Act, 2016.

Informant who is a police officer has received a secret information and raided said place thereafter 37 liters of Nepali wine was recovered from the field of the petitioner.

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. No incriminating articles has been recovered from the conscious possession of the petitioner.



Petitioner is in custody since 12.07.2018.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon 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, Madhubani, in connection with Basopatti P.S. Case No. 90 of 2018, 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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