

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24218 of 2020

Arising Out of PS. Case No.-28 Year-2020 Thana- SAHIYARA District- Sitamarhi

VIJAY KUMAR S/o Phekan Mahto Resident of Village- Chainpura, P.S.-
Riga, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Sinha

For the Opposite Party/s : Mr.APP.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-09-2020 Heard learned counsel for the petitioner as well as
learned APP for the State also through video conferencing.

Petitioner is an accused in a case registered for
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

90 litres of Nepali liquor is said to have been
recovered from the bags of the petitioner and two other co-
accused, who were travelling on a scooter.

It is submitted on behalf of the petitioner that the
petitioner has been falsely implicated in this case. Nothing
incriminating has been recovered from the conscious possession
of the petitioner. He is no way concerned with the aforesaid
recovery of wine and the vehicle. Petitioner has got clean
antecedent and he is in custody since 19.3.2020.



Considering the facts aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J. II cum Special Judge, Excise Act Sitamarhi in Sahiyara Police Station Case No. 28 of 2020, on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on his absence on two consecutive dates without sufficient reason, their bail-bonds shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence of witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Prabhat Kumar Singh, J)

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