

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26766 of 2020

Arising Out of PS. Case No.-136 Year-2019 Thana- MANJHAGARH District- Gopalganj

Nikku Kumar S/o Late Munna Mahto Resident of Village- Bhojpurwa, P.S.-
Manjhagarh, District- Gopalganj.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Harendra Prasad

For the Opposite Party/s : Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-10-2020 Heard both parties through video conferencing.

The petitioner seeks bail in Manjhagarh P.S. Case No.
136 of 2019, registered for the offence under Section 30(a) of
Bihar Prohibition and Excise Act.

92.880 liters of foreign liquor is alleged to have been
recovered from the sitting place (बैठका) of the petitioner.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of the petitioner.
Recovery has been made from a place, which is accessible to
others. The petitioner is in custody since 27-02-2020.

Considering the aforesaid facts and circumstances, the
bail application of petitioner is allowed. Let the above-named
petitioner be released on bail on furnishing bail bonds of Rs.
10,000/- (ten thousand) with two sureties of the like amount



each to the satisfaction of learned Addl. District & Sessions Judge-cum-Special Judge, Excise Act, Gopalganj in connection with Manjhagarh P.S. Case No. 136 of 2019 on the following conditions:

“(1) Petitioner shall cooperate 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, his bail-bond shall be cancelled by the Court below.

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

(Prabhat Kumar Singh, J.)

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