

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27642 of 2020

Arising Out of PS. Case No.-54 Year-2020 Thana- HASANPUR District- Samastipur

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Hari Kishor Singh Son of Tarun Kumar Singh Resident of Village Kale
Narpat Nagar, P.S. Hasanpur, District - Samastipur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhubneshwar Prasad
For the Opposite Party/s : Mr.A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 20-10-2020 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in Hasanpur P.S. Case No. 54
of 2020, registered for the offence under Section 30(a) of Bihar
Prohibition and Excise Act.

133.92 liters of foreign liquor is alleged to have been
recovered from the motorcycle of the petitioner.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of the petitioner.
Petitioner has been falsely implicated in this case, whereas, he
has got no concern with the seized liquor. The motorcycle in
question does not belong to petitioner. It is stated in paragraph –
3 of the petition that petitioner has got no criminal antecedent
and he is in custody since 08-03-2020.



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 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, Samastipur in connection with Hasanpur P.S. Case No. 54 of 2020 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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