

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29981 of 2020

Arising Out of PS. Case No.-265 Year-2020 Thana- SARAIYA District- Muzaffarpur

PRAMOD KUMAR, S/o Brahmadeo Rai, R/o Vill.-Salempur, P.S.-Lalganj,
Distt.-Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr. Pramod Kumar Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-11-2020 Heard learned counsel for the petitioner and the State
through Video Conferencing.

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

As per the prosecution case, 40 liters of country-made
liquor has been recovered from the vehicle of which the
petitioner is alleged to be the driver.

It is submitted by learned counsel for the petitioner
that nothing has been recovered from the possession of the
petitioner and the petitioner has no concern with the alleged
recovery. It is stated by learned counsel for the petitioner in
paragraph 3 of the bail petition that petitioner has got no
criminal antecedent. Petitioner is in custody since 30.04.2020.



Considering the facts of the case, let the petitioner, above named, 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 the learned Special Judge, Excise Act, Muzaffarpur in Saraiya Police Station Case No. 265 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/her absence on two consecutive dates without sufficient reason, his/her 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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