

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35612 of 2020

Arising Out of PS. Case No.-280 Year-2019 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

Ajay Yadav Son Of Balkeshwar Yadav R/O Village- Belahi, P.S.- Magadh
Medical, District- Gaya.

... .. Petitioner

Versus

The State Of Bihar

... Opposite Party

Appearance :

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

For the Opposite Party/s : Smt. Veena Rani Pd. A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-12-2020 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 30a of the Bihar Prohibition
and Excise Act.

852.975 liters of foreign liquor has been recovered
from the motorcycle of the petitioner.

Learned counsel appearing for the petitioner submits
that the no incriminating material has been recovered from the
conscious possession of the petitioner and he has nothing to do
with the alleged recovery. Recovery has been made from
motorcycle. Charge sheet has also been filed in the case.
Petitioner is in custody since 14.4.2020.

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 Special Judge, Excise Act Gaya in Magadh Medical Police Station Case No. 280/2019 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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