

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80872 of 2019

Arising Out of PS. Case No.-474 Year-2019 Thana- JAYNAGAR District- Madhubani

CHHOTU SAHNI Son of Binde Sahni Resident of Village - Jhitki, Ward no.6, P.S.- Khirhar, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Jha

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 14-01-2020

Heard learned counsel for the parties.

Petitioner who is in custody seeks bail in a case registered for the offence punishable under Sections 272, 273 and 414 of the Indian Penal Code and under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Allegation is of recovery of 45 litre of illicit Nepali country made liquor from the possession of petitioner while he was riding on a motorcycle which was also found to be stolen.

It has been submitted on behalf of the petitioner that neither the motorcycle nor illicit liquor has been recovered from the possession of petitioner and he has been implicated in this case only on the basis of suspicion. Petitioner has got no criminal antecedent and is in custody since 20.09.2019.

Considering the aforesaid facts and circumstances of



the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending, in connection with **Jaynagar P.S. Case No. 474 of 2019**, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

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

(4). If the petitioner is found involved in similar nature of offence, after his release on bail, the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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