

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87166 of 2019

Arising Out of PS. Case No.-72 Year-2019 Thana- MOKAMAH District- Patna

NITISH KUMAR @ SATYAM Son of Late Subodh Singh R/o Village-
Sakhmoham, P.S.- Bibhutipur, Distt- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Manglam, Advocate
For the Opposite Party/s : Mr. Braj Kishore Pd., APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 14-01-2020 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) and 45 of the Bihar
Prohibition and Excise Act, 2016.

Recovery of liquor is not alleged from possession of
the petitioner nor the petitioner was apprehended at the time of
recovery. Allegation is that the petitioner fled away from the
place of recovery. Petitioner is in custody since 11.11.2019.
Petitioner has got two identical criminal antecedent. There is no
material to substantiate that the petitioner is going to tamper
with the evidence or abscond the process of law.

Considering the entire facts, let the petitioner, above
named, be released on bail, **after framing of the charge**
against the petitioner, on furnishing bail bond of Rs.20,000/-



(Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Special Excise Case No. 3961 of 2019 arising out of Mokama Police Station Case No. 72 of 2019, subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of the territorial jurisdiction of the learned court below.

(c) The petitioner shall not leave the country without permission of the court.

The trial court is directed to expedite the framing of the charge against the petitioner.

(Birendra Kumar, J)

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