

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36725 of 2021**

Arising Out of PS. Case No.-191 Year-2021 Thana- KUCHAIKOTE District- Gopalganj

Amit Sah Son of Anjeet Sah @ Ajit Sah Resident of Village - Kuchaikote,
P.s.- Kuchaikote, Distt.- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh
For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER**

2 03-12-2021 Let the defects, if any, be removed within four weeks
of the complete start of the Physical Court.

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered in
connection with Kuchaikote P.S.Case No. 191 of 2021 for the
offences punishable under Section 30(a) of Bihar Prohibition
and Excise Act 2018.

On search by the police personnel, 79.600 liters Bunt
Bably country made liquor was recovered from a Scooty.

Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely implicated in
this Case. Petitioner has no concerned with the said liquor and
he was not the owner of the said Scooty in question. Nothing



has been recovered from his conscious possession. Petitioner is in jail custody since 12.05.2021.

The learned A.P.P opposed the prayer for bail.

Considering the aforesaid facts and circumstances as well as submissions of the parties and period of detention of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge- cum Special Judge, Excise, Gopalganj in connection with Kuchaikote P.S Case No. 191 of 2021, subjects to 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 their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

2. If the petitioner tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioners have concealed their



criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentions order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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