

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39591 of 2021**

Arising Out of PS. Case No.-14 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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Guddu Son of Mahendra Mahto Resident of Diwan Mohalla, P.S.- Khaje
Kala, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs.Rekha Prasad

For the Opposite Party/s : Mr.Surendra Prasad Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2. 05-10-2021 Heard learned counsel for the petitioner and learned
Addl. Public Prosecutor for the State.

The petitioner seeks bail in P.R. Alamganj Case No.
J-14 of 2021 (Special Case No. 1712 of 2021) registered for the
offence under Section 30(a) of Bihar Prohibition and Excise
Act.

200 liters of country-made liquor has been recovered
from the cart (ढेला) of the petitioner.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of the petitioner.
The recovery has been made from the cart, which does not
belong to this petitioner. Petitioner has got clean antecedent and
he is in custody since 09.03.2021.



Learned A.P.P. for the State has opposed the bail petition.

Considering the nature of allegation, clean antecedent and period of custody, the bail petition of petitioner is allowed. Let the above named petitioner 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 learned Special Judge (Excise), Patna in connection with P.R. Alamganj Case No. J-14 of 2021, corresponding to Special Case No. 1712 of 2021, on the following conditions:

“(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court below and shall remain physically present, as directed by the court below, and on his absence on two consecutive dates without sufficient reason, his 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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