

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41250 of 2021

Arising Out of PS. Case No.-209 Year-2020 Thana- MOUZAHDIPUR District- Bhagalpur

Suraj Kumar Son of Binod Kumar Sah @ Binod Sah Resident of Village-
Ambabagh, P.S.- Babarganj, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Jha

For the Opposite Party/s : Mr.Nityanand

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-10-2021 Heard learned counsel for the parties through video
conferencing.

The petitioner seeks bail in Mojahidpur (Babarganj)
P.S. Case No. 209 of 2020, registered for the offence under
Section 30(a) of Bihar Prohibition and Excise Act.

45 liters of foreign liquor has been recovered from
the tempo of the petitioner.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of the petitioner.
Petitioner was unaware about the nature of consignment, which
was being transported in his tempo. Petitioner has got clean
antecedent and he is in custody since 12.06.2021. Investigation
is complete.

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



Considering the nature of allegation 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 Additional District and Sessions Judge II cum Special Judge, Excise Act, Bhagalpur in connection with Mojahidpur (Babarganj) P.S. Case No. 209 of 2020, 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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