

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40512 of 2020

Arising Out of PS. Case No.-32 Year-2020 Thana- SALAKHUA District- Saharsa

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Sonelal Sada aged about 64 years Son Of Thithar Sada Resident Of Village
Kharra Tola Dhamahara Ps Mansi District Khagaria

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Diwakar Prasad Singh, Advocate

For the Opposite Party : Asha Kumar, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 09-02-2021 Heard learned counsel for the petitioner and the State.

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

As per the prosecution case, on secret information raid
was conducted and 35 liters of illicit country made liquor and
other liquor preparing materials were recovered from the
possession of the petitioner.

Learned counsel appearing for the petitioner submits
that the petitioner is a labourer and he was only the care taker of
the factory from where the recovery has been made. No
incriminating material has been recovered from the conscious
possession of the petitioner and he is no way concerned with the
alleged recovery. Charge sheet has already been submitted.
Petitioner has got no criminal antecedent and he is in custody



since 31.8.2020.

Considering the facts of the case, let the petitioner, above named, 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 Sri MK Singh, Special Judge, Excise Act cum Additional Sessions Judge II at Saharsa in Salkhua Police Station Case No. 32 of 2020/ Special Excise case no. 74 of 2020 on 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 his/her absence on two consecutive dates without sufficient reason, his/her 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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