

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40552 of 2020

Arising Out of PS. Case No.-489 Year-2020 Thana- MASHRAK District- Saran

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BABLU KUMAR @ VIKASH KUMAR, Son of Parshuram Bhagat, Resident
of Village- Dumarsan, P.S.- Mashrakh, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arbind Kumar Singh, Adv.

For the Opposite Party/s : Mr.A.G

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 09-02-2021 Heard both parties.

The petitioner seeks bail in Mashrakh P.S. Case No.
489/2020, registered for the offence punishable under Sections
30, 30(a), 38 and 41 of the Bihar Prohibition & Excise Act,
2016.

As per prosecution case, 190.08 litres of foreign
liquor has been recovered from the house of petitioner.

It is submitted that nothing has been recovered from
possession of this petitioner. He is not owner of the house in
question. He has got clean antecedent. He is in custody since
11.09.2020.

Considering the facts and circumstances of the case,
the petitioner, above-named, is directed to be enlarged 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 2nd
Addl. District & Sessions Judge-cum-Special Judge, Excise,
Saran, subject to the following conditions:-

(i) The 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 in the event of failure on two consecutive dates
without sufficient reasons, his bail bond shall be liable to be
cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the
witnesses of the case, in that case, prosecution will be at liberty
to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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