

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20080 of 2022

Arising Out of PS. Case No.-210 Year-2021 Thana- MAIRWAN District- Siwan

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AJAY BHAGAT, son of Puran Bhagat, resident of village- Shahpur, P.S.
Nautan, Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms.Kumari Anupam, Advocate

For the Opposite Party/s : Ms.Rita Verma, App

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 12-07-2022

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 662 litres of illicit liquor from a Bolero vehicle and driver of the said vehicle was apprehended on the spot.

It has been submitted on behalf of the petitioner that petitioner is innocent and has falsely been implicated in this case. It is further submitted that petitioner is owner of the seized vehicle and he had given the said vehicle to his driver and he had no idea that illicit liquor was kept in his vehicle. Petitioner has no criminal antecedent and he is in custody since 11.03.2022.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Mairwa P.S. Case No.210/21 with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

(3) 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.

(4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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