

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47940 of 2021

Arising Out of PS. Case No.-77 Year-2021 Thana- FATEHPUR District- Gaya

SANJAY YADAV S/O LATE HARI YADAV R/o village- Basua, P.S.-
Fatehpur, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No.2, Advocate.

For the Opposite Party/s : Mr. Sanjay Kumar Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE A. M. BADAR

ORAL ORDER

3 01-04-2022 The applicant/accused in Crime No.77 of 2021 (CIS 543 of 2021) registered with Police Station-Fatehpur for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2016, by this application is seeking his release on bail during the pendency of the trial.

Heard both sides.

The investigation of the subject crime is over. It is reported that the applicant is having no criminal antecedents.

According to the prosecution case, it was found that the applicant was transporting 75 liters of country made liquor on the motorcycle.

As the investigation of the subject crime is over, further pretrial detention of the applicant, who is having no criminal antecedents, is not warranted. Therefore, the following orders:



(i). The application is allowed.

(ii). The applicant/accused in Crime No.77 of 2021 (CIS 543 of 2021) registered with Police Station-Fatehpur for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2016, be released on bail on executing P.R. bond of Rs.10000/-(Rupees Ten Thousand) and on furnishing surety of the like amount to the satisfaction of the trial court with the following conditions:

(I). The applicant should not extend any threat, promise or inducement to the persons acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer.

(II). The applicant should cooperate the trial in expeditious disposal of the trial against him.

(III). The applicant should not contact the members of the prosecuting party as well as witnesses in this case in any manner till conclusion of the trial.

(IV). The applicant should not repeat commission of similar offence in future and if he is found to be involved in commission of similar offence, the State is at liberty to apply for cancellation of bail



granted to the applicant in the instant case.

The applicant to remove all office objections forthwith
and the Registry to issue the certified copy of this order only
after removal of office objections by the applicant/accused.

(A. M. Badar, J)

P.S./-

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