

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66644 of 2021

Arising Out of PS. Case No.-85 Year-2021 Thana- RISIYAP District- Aurangabad

TAUHID ANSARI @ TAUHID ALAM ANSARI Son of Qayum Ansari @
Abdul Qayum Ansari Resident of Village - Sekhpura, P.S.- Tandwa, District -
Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 08-03-2022 Let the defects, as pointed out by the office, be

removed within four weeks of starting of Court proceeding in

physical mode in normal course.

Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with Risiup
P.S.Case No.85 of 2021, registered for the offence under
Section 30(a) of the Bihar Prohibition and Excise Amendment
Act, 2018.

The prosecution case, in short, is that 225 liters wine
is recovered.

Learned counsel appearing for the petitioner submits
that the petitioner has clean antecedent. He has falsely been



implicated in the present case only on the basis of suspicion. He further submits that nothing has been recovered from the conscious possession of the petitioner rather the recovery has been made from a Bolero vehicle. He further submits that co-accused, namely, Taukir Alam has been granted privilege of anticipatory bail vide order dated 14.12.2021 in Cr.Misc. No.67209 of 2021 by a Coordinate Bench of this Hon'ble Court and the petitioner is in custody since 06.09.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances 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 learned Additional District and Sessions Judge-II-cum-Special Judge, Excise, Aurangabad in connection with Risiup P.S.Case No.85 of 2021 with 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.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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