

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.57646 of 2022**

Arising Out of PS. Case No.-37 Year-2017 Thana- SONO District- Jamui

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SADDAM ANSARI @ MD. SADDAM ANSARI S/o- Samsuddin Ansari R/o  
Village- Pahadpur, P.O.Gadi, Sirisa, P.S.- Gandey, Gadi Sirsa, Gridih,  
Jharkhand, Pin code- 815312.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Madhumay Madhup

For the Opposite Party/s : Mr. Lakshmi Kant Sharma

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR**  
**ORAL ORDER**

2      25-11-2022                      Heard Ld. counsel for the petitioner and learned  
  
APP for the State.

The petitioner seeks bail in connection with Sono  
P.S. Case No. 37 of 2017, registered for the offences  
punishable under Sections 272/273 of the Indian Penal  
Code, 1860 and Sections 37/41/47/53 of the Bihar  
Prohibition and Excise Act, 2016.

As per allegation, 360 bottle foreign liquor has  
been recovered from a Bolero vehicle bearing Registration  
No. JH10AQ6570.

Ld. counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in this



case. He further submits that the petitioner is the owner of the said vehicle and had given it to his driver for its commercial use. He had no knowledge about the consignment loaded in his vehicle.

The petitioner has been languishing in jail since 28.08.2022.

It is also stated in paragraph no. 2 of the petition that the petitioner has not moved earlier before this Court for grant of anticipatory bail or regular bail.

It has further been stated in paragraph no. 3 that the petitioner has no criminal antecedent.

However, the Ld. APP for the State vehemently opposes the prayer of the petitioner for bail.

Considering the aforesaid facts and circumstances, the petitioner, above-named, is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Ld. The Exclusive Special Judge, Excise Court-II, Jamui, in connection with Sono P.S. Case No. 37 of 2017 on the following conditions:



(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not hamper on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent, the learned court below shall cancel the bail bond of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedent despite his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, the learned court below shall cancel the bail bond of



the petitioner.

The application stands allowed accordingly.

The Ld. counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

**(Jitendra Kumar, J)**

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