

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69245 of 2021

Arising Out of PS. Case No.-126 Year-2020 Thana- ISUAPUR District- Saran

NAJRUDDIN ANSARI @ SOHAIB AHMAD Son of Mohammad Nasruddin
Ansari @ Nasruddin Ansari Resident of Village - Amardah, P.S.- Isuapur,
District - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Anis Akhtar, Adv.

For the Opposite Party/s : Mr. Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 27-04-2022 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for
the offence under Sections 420, 272 and 273 of the Indian
Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act.

Recovery is of 2398.68 liters of foreign liquor.

Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has not
committed any offence. He further submits that nothing has
been recovered from the conscious possession of the
petitioner rather the alleged recovery has been made from
truck in question. He further submits that neither the



petitioner is owner nor he happens to be driver of the alleged truck in question. He has no concern with the alleged recovery and the vehicle. He further submits that the police after investigation has submitted charge-sheet in this case against the petitioner. The petitioner is rotting in judicial custody since 18.09.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries eight more cases other than the present one.

Considering the facts and circumstances of the case, let the, above named, petitioner 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 Court below where the case is pending in connection with Isuapur P.S. Case No. 126 of 2020 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 canceled 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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