

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72266 of 2021

Arising Out of PS. Case No.-210 Year-2021 Thana- RAJAPAKAR District- Vaishali

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AHMAD KUSSEN SHAH @ AHAMAD SAH S/o Nabijaan Shah R/o
village- Maiei Pakri, P.S.- Bidupur, Distt.- Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar, Adv.

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 01-06-2022 Learned counsel for the petitioner is directed to remove
all the defects pointed out by the stamp reporter within one month.

Heard learned counsel for the petitioner as well as
learned APP for the State.

In this case, the petitioner is seeking regular bail in
connection with Rajapakar P.S. Case No. 210 of 2021, registered for
the offences punishable under Section 30 (A)/ 41 (i) of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner has submitted that
the petitioner is the driver of tempo where from 145 litres of liquor
was recovered. He has submitted further that petitioner is a person of
clean antecedents and he is under custody since 20.08.2021.

Considering the clean antecedents and period of
incarceration, let the petitioner above-named be released on bail on



furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge II-cum-Excise Court, Vaishali at Hajipur in connection with Rajapakar P.S. Case No. 210 of 2021, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in future in the similar type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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