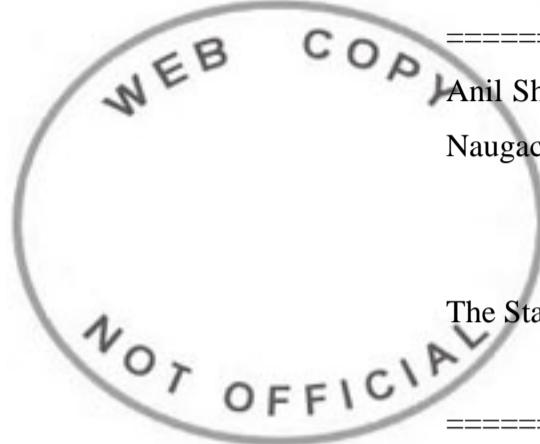


**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.27017 of 2014**

Arising Out of PS.Case No. -7 Year- 2014 Thana -KHARIK District- BHAGALPUR



Anil Sharma Son of Sri Rasik Sharma resident of village- Nagar Toli, P.S.- Naugachiya (Kharik), District- Bhagalpur

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

**Appearance :**

For the Petitioner/s : .....

For the Opposite Party/s : .....

**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH**

**ORAL ORDER**

2 26-09-2014 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner seeks bail in Kharik P.S. Case No. 7 of 2014 dated 10.01.2014 instituted under Section 47(a) of the Excise Act.

Learned counsel for the petitioner submits that though there is alleged recovery of 284 pouches of countrymade liquor but the same is not from the conscious possession and there is no allegation of recovered liquor being spurious and further the petitioner having no criminal antecedent is in custody since 11.02.2014.

Learned A.P.P. does not dispute the fact that there is no allegation of liquor being spurious.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Naugachiya, Bhagalpur in Kharik P.S. Case No. 7 of 2014. The petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any criminal activity. Any violation of the terms and conditions of the bonds or the undertaking shall lead to cancellation of his bail bonds. The petitioner shall cooperate in the trial and be present before the Court on each and every date. Failure to do so on two consecutive dates, without sufficient cause, shall also lead to cancellation of his bail bonds.

**(Ahsanuddin Amanullah, J)**

Anjani/-

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