

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76685 of 2018

Arising Out of PS. Case No.-110 Year-2018 Thana- VIDYAPATINAGAR District- Samastipur

Shankar Suman Kumar @ Shankar Suman, Son of Upendra Mahto, Resident of Village- Balkrishnapur Marba, P.S.- Vidyapati Nagar, District- Samastipur.

... ... Petitioner/s

Versus

The State Of Bihar

... ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar, Advocate

For the Opposite Party/s : Mr.Smt. Veena Kumari Jaiswal (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 21-12-2018 Heard learned counsel for petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Vidyapatinagar P.S. Case No. 110 of 2018 registered for the offences punishable under Sections 272, 273 of the Indian Penal Code and Section 30 (a) of Bihar Prohibition and Excise Act, 2016.

Allegation is recovery of 35 liters foreign liquor from the motorcycle of the petitioner.

It has been submitted on behalf of the petitioner that he is innocent and has committed no offence. He has been falsely implicated in this case. Nothing was recovered from the possession of the petitioner. Petitioner is in custody since



10.10.2018.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-III-cum-Special Judge, Excise, Samastipur, in connection with Vidyapatinagar P.S. Case No. 110 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.
- (4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bonds.

(S. Kumar, J)

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