

In the Court of Exclusive Special Excise Judge, Sheikhpura.

Excise Case No. 63/2018

ORDER

23.11.2022 Surrender cum bail petition filed on behalf of the accused petitioners namely Niranjan Kumar @ Niraj Kumar, Rakesh Kumar and Dilip Kumar, in connection with Excise Case No. 63/2018 registered for the offence punishable U/ss 272, 273, 353 I.P.C & Section 30(a) of Bihar Prohibition and Excise Act, 2016 pending in this court moved today by his learned lawyer.

Heard the learned lawyer for the petitioner and the Ld. A.P.P. for the State.

The allegation against the accused petitioner was on bail on and his bail bond was cancelled and B.W issued against the accused petitioner after taking cognizance by the Court.

It has been further submitted by his learned lawyer for the petitioner that petitioner has surrendered voluntarily and the case record was pending for appearance, but petitioner could not appear in Court due to fever. Petitioners did not receive copy of summons issued by the Court. It has been further submitted by his learned lawyer for the petitioner that when the petitioner knew about the progress of the case then today the petitioner is voluntarily appearing before the Court with prayer of bail and never misused the privilege of bail in this case, accordingly prayer has been made to enlarge the accused petitioner on bail.

Ld. A.P.P. for the State vehemently opposed the prayer of bail.

Heard both the sides and perused the case record. From perusal of case record, it appears that the accused petitioner was on bail and appeared first time after order of cognizance against the accused. The accused petitioner undertakes to remain physically present on each date till charge. The accused petitioner is ordered to be released on bail after furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each.

Vikas Kumar
Exclusive Special Excise Judge

Sheikhpura

23.11.2022