

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56208 of 2017

Arising Out of PS. Case No.-148 Year-2017 Thana- SISWAN District- Siwan

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Upendra Kumar Singh @ Upendra Singh , son of Vishwanath Singh, resident
of Village- Madhwapur , P.S.- Chainpur (Siswan), District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh
For the Opposite Party/s : A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 04-12-2017 Heard Sri Diwakar Prasad Singh, learned counsel for the
petitioner and learned Additional Public Prosecutor.

The sole petitioner, who is in custody since 10.10.2017 in
Siswan P.S. Case No. 148 of 2017, registered for the offence
under Section 272, 273, 308 of the Indian Penal Code, 1860 and
section 30(A) , 38(1) of the Bihar Prohibition And Excise Act ,
2016, has prayed for grant of bail.

It was submitted by learned counsel for the petitioner that
petitioner has falsely been implicated in the present case on an
accusation that one motorcycle was found outside the cow shed
and recovery of about 81 liters of Indian make foreign liquor
was shown. The petitioner was not named in the F.I.R.,
however, the petitioner has been made accused in view of the
fact that motorcycle which was found outside the cow shed



was shown in the name of the petitioner. It has been argued that petitioner long back had already sold the said motorcycle but he has falsely been implicated in the present case. Learned counsel for the petitioner has also referred to the statement made in paragraph no. 3 of the petition to show that petitioner is having clean antecedent.

Considering the nature of accusation, clean antecedent as well as period of custody, let the petitioner Upendra Kumar Singh @ Upendra Singh be enlarged on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge – II at Siwan / concerned court in connection with Siswan P.S. Case No. 148 of 2017 .

(Rakesh Kumar, J)

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