

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No. 55428 of 2017**

Arising Out of PS. Case No.-206 Year-2017 Thana- Husainganj District- Siwan

Deepak Ram, Son of Parmeshwar Ram, resident of Village- Luxmipur,  
Ander Dhalla Siwan, Police Station- Siwan Town, District- Siwan.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Raghav Prasad

For the Opposite Party/s : Mr. Manoj Kumar

**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**  
**ORAL ORDER**

2. 20-11-2017                      Heard Sri Raghav Prasad, learned counsel for the  
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since 02-08-2017  
in Hussainganj P.S. Case No. 206 of 2017 registered for offence  
under Sections 272, 273, 308 of the Indian Penal Code and  
Sections 41(1), 30, 36, 38 of the Bihar Prohibition and Excise  
Act, 2016, has prayed for grant of bail.

Learned counsel for the petitioner, at the very outset, has  
drawn my attention to the statement made in paragraph – 3 of  
the petition to show that petitioner is having clean antecedent. It  
was further submitted that petitioner was apprehended on an  
accusation, as if petitioner was driver of a tempo, from which,  
about 27 liters of country-made liquor and 11 liters of Indian  
make foreign liquor were recovered. Learned counsel for the



petitioner has disputed the prosecution allegation that he was driver of the vehicle, rather he submits that petitioner was simply a passenger and when the vehicle was intercepted, the driver fled away and petitioner was apprehended, as if he was driver of the vehicle.

Be that as it may, considering the nature of accusation, period of custody as well as clean antecedent of the petitioner, let the petitioner namely Deepak Ram be enlarged on bail on 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 – II, Siwan in connection with Hussainganj P.S. Case No. 206 of 2017.

**(Rakesh Kumar, J.)**

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