

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2570 of 2019

Arising Out of PS. Case No.-379 Year-2018 Thana- MAKHDUMPUR District- Jehanabad

Sonu Kumar Ramanand Singh @ Rajnandan Prasad Resident of Village-
Narma P.S.- Kako, District -Jehanabad

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Paras Nath

For the Opposite Party/s : Mr.Meena Singh

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 22-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Excise Case No. 1013 of 2018 arising out of Makhdumpur (Tehta O.P.) P.S. Case No. 379 of 2018 registered for the offence punishable under Section 30(a) of the Bihar Prohibition & Excise Act, 2018.

Informant in his self statement has stated that he received a confidential information regarding transportation of illegal foreign liquor on white Scorpio from Jehanabad towards Tehta and the said Scorpio being followed by two motorcycles. He alongwith other police personnel located the Scorpio and two motorcycle gave signal to stop, but they began to drive rashly and negligently and tried to flee away and when accused



persons reached near village Saidpur Beldari, they started fleeing away leaving their vehicles, however, after chase two of them were apprehended who disclosed their name as Sonu Kumar (petitioner) and Rahul Kumar. On search, 1325 litres of foreign liquor was recovered from the scorpio and from the two motorcycles.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case only on suspicion. Nothing has been recovered from the conscious possession of the petitioner. petitioner has no criminal antecedent and he is in custody since 14.10.2018.

Considering the aforesaid facts 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 District & Sessions Judge-II cum Special Judge (Excise), Jehanabad, in connection with Excise Case No. 1013 of 2018 arising out of Makhdumpur (Tehta O.P.) P.S. Case No. 379 of 2018 subject to the conditions that:-

(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 bond.

(S. Kumar, J)

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