

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16652 of 2019

Arising Out of PS. Case No.-10 Year-2019 Thana- MAHARAJGANJ District- Siwan

Ranjay Kumar Singh, Male, aged about 37 years, son of late Paras Singh,
resident of Village-Maghi, P.S. Maharajganj, District-Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary

For the Opposite Party/s : Mr.Ajay Kumar Jha

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 26-03-2019 Heard learned counsel for the petitioner and learned APP
representing the State.

Petitioner is seeking anticipatory bail in connection with
Maharajganj P.S. Case No.10 of 2019 dated 13.01.2019 registered for
the offences punishable under Sections 272 and 273 of the Indian
Penal Code and Section 41 (i) of the Bihar Prohibition and Excise
Act, 2016.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this case. It
has further been submitted that nothing has been recovered from the
conscious possession of the petitioner as it would also appear from
the F.I.R and seizure list.

Learned APP for the State is present and has opposed the
prayer for bail.

Considering the facts and circumstances of the case
wherein the alleged recovery of illicit liquor is said to have been



made from the motorcycle of the petitioner but the seizure list witness, Chandan Kumar Singh is apparently not an independent witness because this petitioner has lodged a case against him being Maharajganj P.S. Case No.202 of 2017 dated 12.11.2017 as also that it is stated that witness no.2 Vishwanath Singh is a handicapped person and cannot move on his own, this Court is willing to extend the benefit of anticipatory bail to the petitioner, let in case of arrest or surrender of the petitioner within a period of four weeks from today, the abovenamed petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.15,000/- (rupees fifteen thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Session Judge 2nd -cum-Special Judge Excise, Siwan in connection with Maharajganj P.S. Case No. 10 of 2019, subject to the condition that petitioner shall join the investigation by reporting to the Investigating Officer within a period of two weeks from today and shall cooperate in course of investigation. This will be in addition to condition prescribed under Section 438(2) of the Cr.P.C.

(Rajeev Ranjan Prasad, J)

R.R.Ojha/-

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