

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30876 of 2019**

Arising Out of PS. Case No.-28 Year-2019 Thana- CHAUTHAM District- Khagaria

RIKKY KUMAR, Son of Pramod Sah, Resident of Village - Telochh, P.S.-
Chautham, District- Khagaria

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai
For the Opposite Party/s : Mr.Md. Aslam Ansari

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

2 23-05-2019 Petitioner seeks bail in connection with Chautham
P.S. Case No. 28 of 2019 registered for the offences punishable
under Sections 273, 120B, 34 of the Indian Penal Code and
Section 30(a) of Bihar Prohibition and Excise Act.

Allegation is of recovery of 1236.6 litres of liquor
from the orchard and accused persons were apprehended there
and it appears that petitioner was arrested on suspicion and he is
accused in one more case and later on it appears that one Nitish
Kumar was talking with the apprehended accused persons on
mobile.

Submission of learned counsel for the petitioner is
that he has falsely been implicated, nothing has been recovered
from from his possession and he has been made accused only on
suspicion and other co-accused Nitish Kumar has been granted



bail by a co-ordinate Bench of this Court vide order dated 10.5.2019 in Cr.Misc.No. 31449 of 2019 and he is in custody since 11.3.2019, charge sheet has been submitted in this case and as such there is no chance of tampering with the evidence.

Heard learned APP also.

In view of above facts and circumstances, let petitioner, named above, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Sri Gurvinder Singh Malhotra, Special Judge, Excise, Khagaria, in connection with Chautham P.S.Case No. 28 of 2019, subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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