

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33296 of 2019

Arising Out of PS. Case No.-149 Year-2018 Thana- PHULWARIA District- Begusarai

KESHAV KUMAR Son of Manoj Singh Resident of Village-Ramdiri, Nakti
tola, P.S.-Matihani, District-Begusarai.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam
For the Opposite Party/s : Mr. Nawal Kishore Pd., APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 03-07-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Fulwariya P.S. Case No.
149/2018, instituted under Sections 120(B), 414, 34 of the
Indian Penal Code read with Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

Earlier prayer for bail of petitioner was rejected by
this Court in Cr. Misc. No. 80733/2018 dated 17.01.2019.

It is alleged in the written report that on getting
information police party reached at the place of occurrence and
intercepted two vehicles as mentioned in the written report. On
search huge quantity of illicit foreign liquor were recovered
from the dickey of aforesaid vehicles. It is further alleged that
police raided different places and recovered foreign liquor as



mentioned in detail in the written report.

Learned counsel for the petitioner has submitted that the other co-accused has already been granted bail by this Court vide order dated 22.02.2019 passed in Cr. Misc. No. 10751/2019.

Report from the court below about stage of trial has been received, wherein it is mentioned that after framing of charge not a single witness has been examined till date.

Petitioner is in custody since 02.11.2018.

Considering the aforesaid facts and circumstances, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge IInd-cum-Special Judge, Begusarai, in connection with Fulwariya P.S. Case No. 149/2018, subject to the conditions that

- (I) both the bailors shall be the close relative of the petitioner.
- (II) Petitioner shall be present on each and every date fixed by the court and absence on two consecutive dates without valid reason will result in cancellation of bail bond of the



petitioner and

(III) if petitioner tamper with the evidence in the case, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

(Sanjay Priya, J)

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