

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35574 of 2019

Arising Out of PS. Case No.-38 Year-2019 Thana- INDUSTRIAL District- Bhagalpur

Hemant Kumar @ Chhotu S/o Vakil Mandal R/o Village- Babupur, P.S.-
Sabour, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Pandey
For the Opposite Party/s : Mr.Nand Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-06-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the offences under Section 414 of I.P.C. and Section 37(c) of the Bihar Prohibition and Excise Act, 2016.

Prosecution case, in short, is that the accused persons after taking wine were fighting each other.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 31.03.2019 and has got no criminal antecedent. Charge sheet/prosecution report has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. The motorcycle in question is not stolen property. Same belongs to the petitioner. The petitioner is said to have been found in drunken state.



Except for this, there is no other substantive evidence to suggest the implication of the petitioner in the present case.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Excise, Bhagalpur in connection with Industrial Area P.S. case No.38 of 2019.

(Sudhir Singh, J)

Narendra/-

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