

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74945 of 2019

Arising Out of PS. Case No.-753 Year-2019 Thana- ALAMGANJ District- Patna

Ravindra Prasad @ Soni Kumar, Son of Prem Chandra Sao, Resident of Mohalla - Diwan Mohalla, P.O.- Gulzarbagh, P.S.- Khajekalan, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrit Abhijat

For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 11-12-2019 Heard learned counsel for the petitioner and learned counsel representing the State.

The petitioner in the present case is seeking regular bail in connection with Special Case No.9278 of 2019, arising out of Alamganj P.S. Case No.753 of 2019, registered for the offence punishable under Sections 419, 420 and 290 of the Indian Penal Code, Sections 30(a) and 37(b) of the Bihar Prohibition and Excise Act, 2016 and Section 3/4 of the Lotteries Regulation Act, 1988.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Learned counsel submits that nothing has been recovered from the possession of the petitioner and his name has transpired in the statement of apprehended accused.

Learned APP has opposed the prayer for bail.



Considering the facts and circumstances of the case wherein it is the submission of learned counsel for the petitioner that the name of the petitioner has transpired in the statement of the apprehended accused, but the place from where the co-accused have been arrested does not belong to this petitioner, petitioner was not found there and the offences alleged under the Lottery Regulation Act, 1988 are all bailable, the maximum punishment being of that is two years imprisonment and no illicit liquor has been recovered from the possession of the petitioner as also that he has no criminal antecedent and has remained in custody since 20.10.2019, let the petitioner above named be released on bail on furnishing bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Patna in connection with Special Case No.9278 of 2019, arising out of Alamganj P.S. Case No.753 of 2019, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly



make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police officer or tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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