

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 78492 of 2019

Arising Out of PS Case No.-482 Year-2019 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Vishal Kumar, aged about 22 years, Sex-Male, Son of Ranjan Singh, Resident
of Village- Bari Aghu, Mohan Aghu, P.S.- Muffasil, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Bipin Kumar, Advocate
For the State	:	Mr. Jharkhandi Upadhyay, APP

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL JUDGMENT

Date : 16-12-2019

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in Muffasil P.S. Case No.
482 of 2019 dated 13.09.2019 instituted under Sections 414,
120B, 34 of the Indian Penal Code and 30 (a) of the Bihar
Prohibition and Excise (Amendment) Act, 2018.

3. The petitioner is accused along with six other
persons of dealing in illicit liquor.

4. Learned counsel for the petitioner submitted that
there is no recovery from him and the same was from the saw
mill of co-accused Rohit Kumar and he along with one Jitendra
Kumar was also caught at the spot from where 407.625 litres of



liquor has been recovered. It was submitted that only on the confessional statement of the arrested persons, the petitioner has been made accused. It was submitted that the petitioner is in custody since 31.10.2019. It was further submitted that co-accused Amit Kumar has been granted anticipatory bail by order dated 12.12.2019 passed in Cr. Misc. No. 82389 of 2019 whereas Rohit Kumar has been granted bail on 15.11.2019 in Cr. Misc. No. 72334 of 2019.

5. Learned APP submitted that the petitioner is also involved in such activity.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 25,000/- (Twenty Five thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Begusarai in Muffasil P.S. Case No. 482 of 2019.

7. One of the bailors shall be a close relative of the petitioner. The petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any criminal activity. Any violation of the terms and conditions



of the bonds or the undertaking shall lead to cancellation of his bail bonds. The petitioner shall cooperate in the case and be present before the Court on each and every date. Failure to cooperate or appear on two consecutive dates, without sufficient cause, shall also lead to cancellation of his bail bonds.

8. The application stands disposed off.

(Ahsanuddin Amanullah, J.)

Anand Kr.

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