

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1576 of 2020

Arising Out of PS. Case No.-203 Year-2019 Thana- SIDHWALIYA District- Gopalganj

Vinay Kumar Son of Yogendra Sah Resident of Village - Rasulpur, Police
Station - Barharia, District – Siwan ... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr.Raghav Prasad, Advocate
For the Opposite Party : Mr.Madan Kumar,, I/C APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 27-05-2020 Heard the parties and perused the case diary.

This matter is taken up for consideration through
Video Conferencing under the orders of Hon'ble the Chief
Justice.

The petitioner seeks regular bail in a case registered
for an offence punishable under section 420 and other allied
sections of the IPC as well as under section 8 and 20 of the
NDPS Act.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case only due to
being the owner of the truck from which 3 kilograms of Ganja
has been allegedly recovered by the police. He submits that his
truck was engaged in transportation of mustard oil through a
transport agency. It is also submitted that even driver of the
truck Manoj Das has already been allowed regular bail by a



bench of this Court vide order dated 4.2.2020, passed in Cr.Mis.No. 6711/2020. One other co-accused Bablu Sah has also been allowed regular bail by a different bench of this Court vide order dated 18.1.2020, passed in Cr.Mis.No. 2978 of 2020. Petitioner's case stands on better footing as nothing incriminating has come in the case diary to connect him with the offence. Petitioner has got no criminal antecedent and is in custody since 5.11.2019.

Learned Addl.P.P. did not controvert the facts.

Taking into consideration the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge I, Gopalganj in Tr.No. 25/2019 on the following conditions:-

(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on his absence on two consecutive dates without sufficient reason, their bail-bonds shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or witnesses, in that case, the prosecution will be at liberty to move



for cancellation of bail.

(Prabhat Kumar Singh, J)

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