

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16843 of 2020

Arising Out of PS. Case No.-122 Year-2020 Thana- AHIYAPUR District- Muzaffarpur

LAKSHMAN SINGH, aged about 34 years (Male), S/o Kishundeo Singh,
R/o village- Akbarpur, P.S.- Adhiyapur, District- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Pawan Kumar Singh, Advocate.
For the Opposite Party : Mr. Md. Nazir Ansari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-05-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading 'For
Orders' under the orders of Hon'ble the Chief Justice at the
instance of the learned counsel for the petitioner.

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

The petitioner seeks bail in a case registered under
Sections 272, 273, 290/34 of the IPC and 30(a), 37(c) and 36 of
the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that total 76.125
liters wine is recovered.

It has been submitted on behalf of the petitioner that
the petitioner is languishing in custody since 04.02.2020. The
petitioner has got no criminal antecedent. Charge



sheet/prosecution report has been submitted in this case. There is no allegation of tampering with the witnesses alleged against the petitioner. It is alleged that total 76.125 liters wine is recovered from different seven persons. Out of which, 3 liters wine is said to have been recovered from possession of the petitioner. There is no compliance of Section 100 Cr.P.C. There is no chance of the trial being concluded in near future.

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

Considering the facts and circumstances of the case and also the lockdown, the petitioner, above named, is directed to be released on bail on his personal bond to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur in connection with Ahiyapur P.S. Case No. 122 of 2020.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of four weeks to the satisfaction of the court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

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