

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18304 of 2020

Arising Out of PS. Case No.-41 Year-2020 Thana- MIRGANJ District- Gopalganj

RAJA KUMAR SONI @ RAJA PRASAD @ RAJA KUMAR SONY Son of
Late Krishna Prasad Soni @ Anuj Prasad @ Aniruddh Prasad @ Anirudh Soni
@ Anirudh Sony Resident of Village - Mirganj, P.S. - Mirganj, District -
Gopalganj.

.. ... Petitioner

Versus

The State of Bihar

... ... Opposite Party

Appearance :

For the Petitioner/s : Mr.Jai Shanker Prasad

For the Opposite Party/s : Mr.Akshay Lal Pandit

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 13-05-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

This application for grant of regular bail arises out of
Mirganj P.S. Case No. 41 of 2020 registered for the offence
punishable under Sections 30(a) and 30(b) of the Bihar
Prohibition and Excise Act.

Allegedly, from the petitioner's possession, 23
liters of wine has been recovered from the motorcycle, which he
was riding.

Learned counsel for the petitioner has submitted
that though the petitioner has criminal antecedent, his
implication in the present case is because of his involvement in
the earlier case. The petitioner is in custody since 17.02.2020.

Considering the facts and circumstances,



particularly the quantity of illicit liquor seized and the period of petitioner's custody from 17.02.2020, this application is allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District Judge-II-cum-Special Judge, Excise Act, Gopalganj, in Mirganj P.S. Case No. 41 of 2020.

If the petitioner is found indulged again in any such activities consequent to his release on bail by virtue of the present order, the prosecution shall be obliged to apply for cancellation of bail.

Since there is a lock down, the Court has considered it appropriate to adopt following procedure for communication of the present order :-

(i) The order, which has been dictated during the course of the proceedings of virtual Court, shall be communicated to me on my e-mail I.D. by the Secretary.

(ii) The corrected copy of the order shall be transmitted by me from my e-mail I.D. to the Secretary, which shall be treated to be the authentic copy of the order passed by this Court today in the present proceeding.



(iii) Hard copy of the order, duly signed by me, shall be preserved in my residential-office for documentation and future use, if any.

(iv) The said order shall be communicated to the Court below for the needful by the Registry through e-mail.

Let steps be taken by the Registry for uploading of the present order without compromising with the norms of social distancing.

(Chakradhari Sharan Singh, J)

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