

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19181 of 2020

Arising Out of PS. Case No.-45 Year-2020 Thana- KADAMKUAN District- Patna

VIKKI KUMAR Son of Srikant Mahto, Resident of near government MIG
quarter, Durga Mandir, P.S.-Agamkuan, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumeet Kumar Singh
For the Opposite Party/s : Mr.Pramod Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 09-06-2020 Heard Mr. Sumeet Kumar Singh, learned counsel for

the petitioner and Mr. Pramod Kumar Pandey, learned counsel

for the State through Video Conferencing.

In this case, the petitioner is seeking regular bail in
connection with Kadamkuan P.S. Case No. 45 of 2020 (Special
Excise No.831 of 2020) registered for offence punishable under
section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

The recovery of 45 litres of liquor has been made
from garbage and two persons, namely, Vikash Kumar and
Raushan Kumar have been arrested at the spot. The petitioner
was moving where the liquor was hidden and from where he
was also arrested. The fact has come during investigation by
way of confessional statement of Vikash Kumar and Raushan
Kumar that the petitioner was involved in selling the liquor with



them.

The learned counsel for the petitioner submits that the petitioner has one criminal history and he is in jail custody since 23.01.2020.

Looking to the facts and circumstance of the case, the petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Special Judge-Excise, Patna in connection with Kadamkuan P.S. Case No. 45 of 2020 (Special Excise No.831 of 2020), subject to the condition that one of the bailors of the petitioner shall be a close relative. The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court. If the petitioner is found involved in future in similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of his bail bond.

(Shivaji Pandey, J)

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