

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18830 of 2020

Arising Out of PS. Case No.-68 Year-2020 Thana- GARKHA District- Saran

Shyam Babu Rai aged about 50 Yrs (Male), Son of Dhan Raj Rai Resident of
Village - Kasina, P.S.- Garkha, Distt.- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar
For the Opposite Party/s : APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 13-05-2020 Heard Mr. Vijay Kumar, learned counsel for the

petitioner and learned counsel appearing for the State through

video conferencing.

The petitioner seeks regular bail in connection with
Garkha P.S. Case No. 68 of 2020 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution story in brief is that on the basis of
secret information the Police proceeded towards the house of
the petitioner and apprehended him and upon search recovered a
total quantity of 50 liters of illicit liquor from the motorcycle
kept near the straw house of the petitioner. Learned counsel for
the petitioner submits that petitioner has falsely been implicated
in this case having no criminal antecedent. Learned counsel
further submits that the motorcycle, which was kept near the
house of the petitioner does not belong to him, which he has
stated in paragraph no. 7 of the bail application. Learned



counsel further submits that the house in question is a joint property of the family members of the petitioner. Learned counsel further submits that petitioner is in custody since 9.2.2020.

Having heard learned counsel for the parties and taking into consideration the fact that motorcycle from where illicit liquor has been recovered does not belong to the petitioner and petitioner is in custody since 9.2.2020, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Addl. Sessions Judge cum Special Excise Saran at Chapra in connection with Garkha P.S. Case No. 68 of 2020.

It is made clear that at the time of furnishing bail bond all the parties shall follow the guidelines regarding lockdown and social distancing.

(Anil Kumar Sinha, J)

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