

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)  
CRIMINAL MISCELLANEOUS No.22187 of 2020**

Arising Out of PS. Case No.-10 Year-2020 Thana- KUNDWACHAINPUR District- East  
Champaran

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SURESH RAM S/o Late Jagdeo Ram Resident of Village- Champapur, P.S.-  
Patahi, District- East Champaran.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr.Ajay Kumar Singh, Advocate  
For the Opposite Party/s : Mr.Dinesh Singh, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD  
ORAL ORDER**

2      21-08-2020                      Learned counsel for the petitioner undertakes to  
  
remove the defects, as pointed out by office, within four weeks  
  
after start of normal functioning of the Court.

Heard learned counsel for the petitioner and Mr.  
Dinesh Singh, learned A.P.P. for the State.

The petitioner, in the present case, is seeking regular  
bail in connection with Kundwa Chainpur P.S. Case No. 10 of  
2020 registered for the offences under Sections 272, 273 of the  
Indian Penal Code and under Section 30(a), 41(1) of the Bihar  
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the  
petitioner is said to be the driver of the Tempo which was found  
carrying illicit liquor of 153 liters. It is submitted that the  
petitioner has no criminal antecedent and he is in custody since



10.01.2020, investigation against him is complete and further incarceration of the petitioner is not likely to come in aid of investigation.

Learned A.P.P. for the State has though opposed the prayer for regular bail but considering the facts and circumstances of the case wherein the petitioner has already remain in custody for more than 7 months, investigation against him is complete and further incarceration of the petitioner is not likely to help the investigation or trial, let the petitioner, above-named, be released on bail on furnishing bail bonds of Rs. 25,000/- (Twenty Five Thousand only) with two sureties of the like amount each to the satisfaction learned Special Judge, Excise, East Champaran at Motihari, in connection with Kundwa Chainpur P.S. Case No. 10 of 2020, subject to the conditions as laid down under Section 437(3) of the Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, oft he commission of which he is suspected, and

(c) that such person shall not, directly or indirectly,



make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

And further condition that he will abide by and observe the guidelines and directives of the Government of India and the State Government with regard to COVID-19 Pandemic during the lockdown period. The authorities concerned shall take appropriate steps to ensure such observance prior to and after release of the petitioner.

**(Rajeev Ranjan Prasad, J)**

Rajeev/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

