

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24086 of 2020

Arising Out of PS. Case No.-80 Year-2019 Thana- KALYANPUR District- East Champaran

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RAUSHAN SINGH @ RAUSHAN KUMAR SINGH Son of Bhim Sharma
Singh @ Bhim Singh Resident of Village - Siswa Narsingh, P.S.- Kalyanpur,
District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 05-10-2020 Heard learned counsel for the petitioner and learned
APP for the State through video-conferencing. .

The petitioner seeks bail in a case registered for the
offence punishable under Sections 272, 273 & 34 of the Indian
Penal Code and Section 30 (a), 41 (1) of the Bihar Prohibition
and Excise Act, 2016.

Acting on a tip-off, 3800 and 600 liters of raw spirit
are said to have been recovered from a truck and a mini van by
the police and some persons were apprehended. One of the
apprehended accused disclosed the name of the petitioner as one
of his accomplices.

It is submitted by learned counsel for the petitioner



that no such occurrence as alleged ever took place. He has no concern with either with the seized vehicle or the raw spirit. No incriminating article has been recovered from the conscious physical possession of the petitioner. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is violation of Section 100 (4) Cr.P.C. He has been falsely implicated in this case on the confessional statement of co-accused which has no evidentiary value in the eye of law. He has been languishing in custody since 13.03.2020.

Petitioner is agreed to deposit a sum of Rs.20,000.00 (Rupees Twenty Thousand) in the Chief Minister's Relief Fund, Bihar, bearing Account No.2065104000002257, IFSC IBKL0002065, IDBI Bank, Kidwaipuri Branch, Patna..

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned 9th Additional Sessions Judge-II-cum-Special Judge Excise, East Champaran at Motihari in connection with Kalyanpur P.S. Case No. 80 of 2019.

The bail bond of the petitioner shall be accepted by



the learned Court below on showing receipt of deposit of
Rs.20,000.00 (Rupees Twenty Thousand) in the Chief Minister's
Relief Fund, Bihar.

(Anjani Kumar Sharan, J)

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