

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30214 of 2020

Arising Out of PS. Case No.-192 Year-2019 Thana- GORAUL District- Vaishali

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NARESH KUMAR @ CHOTTU Son of Arjun Singh, Resident of Village -
Rasalpur Enayat @ Babhantole, P.S.- Goroul, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sabal Kumar Jha

For the Opposite Party/s : Mrs. Asha Devi

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-11-2020 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

Since the physical court proceeding is non-functional,
due to present pandemic, COVID-19, the matter is listed with
defects.

Learned counsel for the petitioner undertakes to
remove the defects as pointed out by the office within three
weeks of normal functioning of the court, failing which the office
is directed to place the matter before the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 272, 273 of the Indian Penal
Code and Sections 30 (A)/ 38A/41 (i) of the Bihar Prohibition
and Excise Act.

Learned counsel for the petitioner submits that there is
no recovery from the conscious possession of the petitioner.
There is recovery of Total 820.320 liters of foreign liquor from



the bamboo clump (Baswari) of the petitioner. The petitioner is in jail custody since 19.04.2020. The petitioner has got no criminal antecedent which is mentioned in para-3 of the bail petition.

Learned APP for the State opposes the prayer for bail petition.

Petitioner is agreed to deposit a sum of Rs. 20,000/- (Rupees Twenty Thousand) in the Chief Minister Relief Fund, Bihar, bearing Account No.2065104000002257, IFSC IBKL0002065, IDBI Bank, Kidwaipuri Branch, Patna.

Considering the aforesaid facts and circumstances of the case, 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 Additional Sessions Judge-II cum Excise Court, Vaishali at Hajipur in connection with Goroul P.S. Case No. 192/2019.

The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of Rs. 20,000/- (Rupees Twenty Thousand) in the Chief Minister Relief Fund.

(Anjani Kumar Sharan, J)

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