

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25243 of 2020

Arising Out of PS. Case No.-82 Year-2018 Thana- HATHIDAH District- Patna

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KUNDAN KUMAR @ KUNDAN SINGH S/o Krishna Nandan Singh @
Kisho Singh, a resident of Village-Barahpur Modhurapur More, Bind Toli,
Police Station-Mokama, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Mouar, Adv.

For the Opposite Party/s : Mr.Nand Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 28-09-2020 Heard both sides through Video Conferencing.

The petitioner seeks bail in Hathidah P.S. Case No.82
of 2018, corresponding to Special Case No.11214 of 2018
registered under Section 30(a) of Bihar Prohibition and Excise
Act.

The informant on the basis of secret information
intercepted a pick up van bearing registration No.BR-09H-3441
and recovered 1074.600 litres of foreign liquor. The driver was
apprehended. The driver disclosed his name as Vibhakar Rai.
The driver disclosed that petitioner and Deepak Kumar loaded
the liquor on a pick up van for sending the consignment to
Bhola Kumar of Lohia Nagar, Begusarai. The driver also
provided mobile numbers of the petitioner and Deepak Kumar.



The learned counsel for the petitioner submits that prayer for bail of the petitioner was earlier rejected by a co-ordinate bench of this Court vide order dated 27.02.2020 with observation that the petitioner may renew his prayer for bail after framing of charge. Co-accused Deepak Kumar has already been granted bail vide order dated 26.02.2019 by another co-ordinate Bench vide order passed in Cr. Misc. No.11855 of 2019. The charge has already been framed. Vibhakar Rai, the driver of the vehicle has also been enlarged on bail.

Taking into consideration the facts aforesaid, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna in connection with Hathidah P.S. Case No.82 of 2018, corresponding to Special Case No.11214 of 2018.

(Prabhat Kumar Jha, J)

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