

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28955 of 2020

Arising Out of PS. Case No.-52 Year-2019 Thana- JADOPUR District- Gopalganj

Rahul Singh, Son of Manoj Singh @ Manoj Ray, Resident of Village-
Hariharpur, Police Station Jadopur (Yadavpur), District- Gopalganj.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 09-11-2020 Since as of now the Courts have not resumed
normal physical hearing, the matter has been listed today for
consideration through video conferencing.

The learned counsels are appearing and making
submissions from their residence.The Court Master and
Secretary are also part of this virtual Court proceedings
from their homes, all with the aid of audio visual
technology.

Mr. Md. Matloob Rab, learned APP is appearing
for the State as it is submitted that the brief has been allotted
to him by the office of Advocate General.

Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with



Jadopur (Yadavpur) P.S. Case No.52 of 2019 corresponding to Trial No. 3810/2020 (Excise) registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

192 litres illicit liquor is said to have been recovered from a four-wheeler and there is one more case of similar nature pending against the petitioner since before.

The petitioner's prayer for bail was earlier rejected on 27.02.2020 in Cr. Misc. No.8482 of 2020 with liberty to the petitioner to renew his prayer for bail after framing of charges.

It is submitted by the petitioner's counsel that charges have been framed.

Learned APP for the State has opposed the prayer for bail.

Considering the submissions of the rival parties, this Court is inclined to allow the petitioner's prayer for bail.

Accordingly, let the petitioner, above named, be released 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 Additional Sessions Judge-II-



Cum-Special Judge, Excise, Gopalganj, in connection with
Jadipur (Yadavpur) P.S. Case No.52 of 2019 corresponding
to Trial No.3810/2020 (Excise), subject to the following
conditions:

(i) That one of the bailors will be a close
relative of the petitioner who will give an
affidavit giving genealogy as to how he is
related with the petitioner. The bailor will
also undertake to inform the court if there
is any change in the address of the
petitioner.

(ii) That the petitioner will be well
represented on each date and if he fails to
do so on two consecutive dates, his bail
bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel
would honour his undertaking in the instant proceedings
regarding supply of the requisite court fee etc. within two weeks
from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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