IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35036 of 2020

Arising Out of PS. Case No.-69 Year-2020 Thana- GOVERNMENT OFFICIAL COMP. District- Saharsa

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HARINDER KUMAR SINGH @ PAPPU SINGH, Son of Late Ganesh Singh, Resident of Pachgachhiya, Durgapur, Ward No. 10, P.S.- Bihra, District – Saharsa.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rakesh Kumar Sharma
For the Opposite Party/s : Mr.Dilip Kumar No. 1

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN

ORAL ORDER

2 22-12-2020 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 Section 30 (a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that there is

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no recovery from the conscious possession of the petitioner but from perusal of the FIR, it is alleged that total 2 liters Mahua liquor has been recovered from the conscious possession of the petitioner.

Learned counsel for the petitioner further submits that the petitioner is accused in three cases in similar nature which is mentioned in para 3 of the bail petition The petitioner is in jail custody since 24.07.2020.

Learned APP for the State opposed the bail petition.

Petitioner is agreed to deposit a sum of Rs. 5,000/- (Rupees Five Thousand) in the PM Cares Fund, bearing Account No.2121PM20202, IFSC Code: SBIN 0000691, SWIFT Code: SBININBB104, State Bank of India, New Delhi Main Branch, UPI ID : pmcares@sbi.

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 A.S.J.-II cum Special Judge (Excise), Saharsa in connection with Special (Excise) Case No. 276/2020 arising out of Excise Department Case No. 69/2020.

The bail bond of the petitioner shall be accepted by

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the learned Court below on showing receipt of deposit of Rs. 5,000/- (Rupees Five Thousand) in the PM Cares fund.

(Anjani Kumar Sharan, J)

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