

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42572 of 2019

Arising Out of PS. Case No.-163 Year-2019 Thana- SIWAN MUFFASIL District- Siwan

Prem Kumar Giri @ Prem Giri @ Prem Kumar Parwat @ Prem Parwat @
Prem Pandit @ Ramesh Giri, Son of Late Rajindra Giri, Resident of Chhap
Mathiya, P.S.- Meerganj, Distt - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Satyadeo Singh Yadav

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 03-02-2020 Heard learned counsel for the petitioner and State.

The petitioner is in custody in connection with Siwan
Mufassil P.S. Case No. 163 of 2019 for the offence under
Sections 272/273/308 of the Indian Penal Code, Sections 30(a),
41(1) of the Bihar Prohibition and Excise Act, 2018 and Section
25(1-b)a/26/35 of the Arms Act.

Learned counsel for the petitioner submits that in the
instant case 36 litres of liquor was seized from the nearby bush
and not from the possession of the petitioner. He further submits
that the story of country made pistol appears to be concocted
one, in fact country made pistol was not recovered from the
possession of the petitioner. The petitioner is in custody since
16.04.2019.

Considering the fact that the petitioner has remained



in custody for more than nine months, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II, Siwan in connection with Siwan Mufassil P.S. Case No. 163 of 2019.

In the event, the petitioner is found involved in similar case in future, the court below shall be at liberty to cancel his bail bonds in the instant case.

(Anil Kumar Upadhyay, J)

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