

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2150 of 2020

Arising Out of PS. Case No.-157 Year-2019 Thana- KUCHAIKOTE District- Gopalganj

Deepak Yadav S/o Sunil Kumar Yadav @ Sunil Yadav, Resident of Village-
Kuchaikote, P.S.- Kuchaikote, Distt- Gopalganj.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Binod Kumar Sinha, Advocate
For the Opposite Party/s : Mr.Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 16-01-2020 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner in the present case is seeking regular bail in connection with Kuchaikote P.S. Case No. 157 of 2019 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that the motorcycle in question from which illicit liquor has been recovered does not belong to the petitioner and nothing incriminating has been recovered from his possession as also that the petitioner is in custody since 04.12.2019 having no criminal antecedent.

Learned A.P.P. for the State has opposed the prayer for



bail of the petitioner.

Considering the submission of learned counsel for the petitioner that the motorcycle in question from which illicit liquor has been recovered does not belong to the petitioner and nothing incriminating has been recovered from his possession as also that the petitioner is in custody since 04.12.2019 having no criminal antecedent, let the petitioner above named be released on bail on completion of statutory period of investigation in connection with Kuchaikote P.S. Case No. 157 of 2019 on furnishing of bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge II, Gopalganj, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under :

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or



tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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