

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12506 of 2021

Arising Out of PS. Case No.-258 Year-2019 Thana- ISUAPUR District- Saran

SUBBU SINGH @ SUBHA SINGH @ SUBHU SINGH @ SUBE SINGH
Son of Ramchandra Singh @ Ramchander Singh @ Ram Chandra Resident of
Village - Mohalla Bhiwani, Dabur Colony, P.S. - Sadar, District - Bhiwani
(Haryana).

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Amresh Kumar
	:	Mr.Rakesh Kumar Sharma
For the Opposite Party/s :		Mr.Rita Verma (APP)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 26-05-2021 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the parties.

This application for grant of regular bail arises out of
Isuapur P.S. Case No. 258 of 2019 registered for the offences
punishable under Sections 420, 467, 468, 471, 272 and 273 of
the Indian Penal Code and Section 30(a) of the Bihar Excise and
Prohibition Act.

The petitioner had earlier approached this Court for
grant of regular bail which was rejected by an order dated
09.07.2020 passed in Cr. Misc. No. 18184 of 2020. The
petitioner is resident of Haryana and according to the case of the
prosecution he was apprehended by the police in a village in the



District of Saran, Bihar with a TATA 407 vehicle which he was driving. From the said vehicle 2008.800 liters of Indian made foreign liquor was recovered.

Learned counsel appearing on behalf of the petitioner has submitted that the petitioner was simply driving the vehicle and he was unaware of the presence of illicit liquor in the said vehicle. The aforesaid submission cannot be accepted by this Court considering the huge quantity of illicit liquor having been recovered from the said vehicle which was being transported from the State of Haryana to the State of Bihar.

This application is accordingly rejected for the present.

However, considering the submission made on behalf of the petitioner that the petitioner has no criminal antecedent, it is observed that the petitioner shall be at liberty to renew his application for bail after completion of two years of custody, if in the meanwhile, there is no progress at the trial.

(Chakradhari Sharan Singh, J)

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