

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13923 of 2021

Arising Out of PS. Case No.-306 Year-2020 Thana- BAUSI District- Purnia

RAVI KUMAR S/O SUBHASH CHANDRA R/O RADOUR, P.S-RADOUR,
DISTRICT-YAMUNANAGAR (HARYANA).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md Fazle Karim

For the Opposite Party/s : Mr.Jagdhar Pd., APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 01-07-2021 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Baisi P.S. Case No. 306 of
2020 corresponding to Special Excise Case No. 533 of 2020,
registered for the offence punishable punishable under Sections
272, 273 of the Indian Penal Code and sections 30(a), 41 and 47
of the Bihar Prohibition and Excise Act, 2016.

On secret information a truck bearing registration no.
HR45B5488 was intercepted and on search 3865.680 litres of
foreign liquor has been recovered and this petitioner (driver)
and co-accused were arrested on the spot.

It is submitted that nothing has been recovered from



conscious possession of this petitioner. Petitioner was simply driving the vehicle at the instruction of the owner and he was not aware about the nature of consignment. Petitioner claims clean antecedent and he is in custody since 03.12.2020.

Considering the facts and circumstances of the case, the petitioner above-named, is directed to be enlarged 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 Special Judge (Excise Act), Purnea in connection with Baisi P.S. Case No. 306 of 2020 corresponding to Special Excise Case No. 533 of 2020, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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