

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21651 of 2021

Arising Out of PS. Case No.-14 Year-2021 Thana- SONEPUR District- Saran

GAJENDRA RAI @ CHUNNU RAI S/o Rampravesh Rai @ Rampravesh
Ray Resident of Village- Baburbani, P.S. and P.O.- Sonepur, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Saket Anand, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Tiwari, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 17-06-2021 Heard Mr. Saket Anand, learned counsel for the

petitioner and Mr. Sanjay Kumar Tiwari, Additional Public

Prosecutor for the State through video conferencing.

Petitioner seeks regular bail in connection with
Sonepur PS Case No. 14/2021 registered for the offence
punishable under Sections 467, 468, 471, 420, 353, 307, 272,
273 r/w 120(B) of the IPC and Sections 30(a), 34, 36, 38, 40 of
Bihar Prohibition & Excise Act 2016.

The allegation, as per First Information Report, is
that the police raided the house of the petitioner and recovered
70 litres of illicit liquor from the same.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case by the police
along with other accused persons. Learned counsel further



submits that petitioner has got no criminal antecedents and no illicit liquor has been recovered from his conscious possession and at the time of raid the procedure prescribed for search and seizure in Excise Act under Section 100 CrPC was not followed by the police.

Learned counsel for the petitioner further submits that petitioner is in custody since 09.01.2021 having no criminal antecedents. Learned counsel next submits that charge sheet has already been submitted in this case and there is no likelihood that petitioner will abscond or tamper with the evidences if he is released on bail.

Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is in custody since 09.01.2021 having no criminal antecedents and charge sheet has already been submitted in this case and there is no likelihood that petitioner will abscond or tamper with the evidences if he is released on bail, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, GAJENDRA RAI @ CHUNNU RAI be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional



Sessions Judge-cum-Special Judge (Excise), Saran/court
concerned in connection with Sonapur PS Case No. 14/2021.

It is made clear that at the time of furnishing bail
bonds, all the parties shall follow the guidelines of
social/physical distancing and sporting masks.

(Anil Kumar Sinha, J)

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