

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.22610 of 2021**

Arising Out of PS. Case No.-910 Year-2020 Thana- ARARIA District- Araria

Manik Verman Son Of Nitai Verman @ Nitai Barman R/O - Lelin Colony,
Matigara, P.S.- Matigara, District- Darjeeling (WEST Bengal).

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Anil Prasad Singh,Advocate

For the Opposite Party/s : Mr.Rajendra Singh,APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

2 16-08-2021 Learned counsel for the petitioner undertakes to

remove all the defects pointed out by the Stamp Reporter within

four weeks after start of normal functioning of the Court.

Heard learned counsel for the petitioner and Mr.

Rajendra Singh, learned APP for the State.

The petitioner in the present case is seeking regular

bail in connection with Araria (Bairgachhi) P.S. Case No. 910 of

2020 corresponding to Special Case No. 954 of 2020 registered

for the offences punishable under Section 30(a) of Bihar

Prohibition and Excise Act.

Learned counsel for the petitioner submits that as per

the prosecution story, the informant along with other police

personnel while on vehicle checking stopped a Magic Vehicle

and on search total 529.25 liters of illicit liquor was recovered

and two persons were arrested.

Learned counsel submits that the petitioner is innocent and has falsely been implicated in the present case. It is submitted that the petitioner has no concern with the said allegedly recovered illicit liquor. The petitioner is in custody since 09.11.2020 having no criminal antecedent.

Learned APP for the State has opposed the prayer for regular bail of the petitioner.

Having regard to the facts and circumstances of the case wherein it is the submission of learned counsel for the petitioner that the petitioner is said to be the driver of the vehicle in question from which total 529.25 liters of illicit liquor is said to have been recovered, he has remained in custody in connection with this case since 09.11.2020 having no criminal antecedent, investigation against him is complete but the trial is not likely to take place in near future, this Court directs release of the petitioner above named on bail on furnishing of bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Excise, Araria in connection with Araria (Bairgachhi) P.S. Case No. 910 of 2020 corresponding to Special Case No. 954 of

2020.

And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

The application stands allowed.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.