

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26108 of 2021

Arising Out of PS. Case No.-461 Year-2019 Thana- GOPALGANJ TOWN District-
Gopalganj

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METH KUMAR @ UMESH KUMAR Son of Krishna Manjhi Resident of
Mohalla Shyam Cinema Road, Purani Chowk, P.S. Gopalganj Town, District -
Gopalganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Singh
For the Opposite Party/s : Mr. APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-07-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 272, 273, 414 of the
Indian Penal Code and under Section 30 (a) of the Bihar
Prohibition & Excise Act.

As per the prosecution case 704.160 liters of illegal
foreign liquor has been recovered from under construction
house of Krishna Manjhi. One Amitesh Kumar was arrested on
the spot who disclosed the name of petitioner as one of his
associates.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. No incriminating article has been recovered from the
conscious possession of the petitioner and he is no way



concerned with the alleged recovery. Petitioner is in custody since 29.01.2021.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, 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 Additional Sessions Judge-II-cum- Special Judge, Excise Act, Gopalganj in connection with Gopalganj Town (Nagar) PS case No. 461/2019 on the following conditions:-

(1) 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 on his/ her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

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

(Prabhat Kumar Singh, J)

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