

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31448 of 2021

Arising Out of PS. Case No.-60 Year-2021 Thana- GAIGHAT District- Muzaffarpur

MANDEEP KUMAR SINGH @ SONU SINGH Son of Manjeet Prasad
Singh Resident of Village - Kewatsha, P.S.- Gaighat, Dist.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratneshwar Modi, Adv.
Ms.Nitu Kumari
For the Opposite Party/s : Mr. Vinod Shanker Modi

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 13-12-2021 Heard Mr. Ratneshwar Prasad, learned counsel for
the petitioner and Mr. Vinod Shanker Modi, learned counsel
for the State.

Petitioner seeks regular bail in connection with
Gaighat P.S. Case No. 60 of 2021 (Benibad O.P.) registered for
the offence under Section 272, 273, 414, 34 of the I.P.C. and
Section 30 (a), 36, 41 (1) of the Bihar Prohibition and Excise
(Amendment)Act 2018.

The allegation as per the First Information Report is
that upon seeing the Police party the persons who were inside
the Scorpio and those standing outside started fleeing away and
upon chase petitioner was arrested and Police recovered a total
quantity of 45 liters of illicit liquor from the *Scorpio* in question.

Learned counsel for the petitioner submits that
petitioner has got no criminal antecedent and he has falsely been
implicated in this case with oblique motive. He next submits
that petitioner was not sitting in the *Scorpio* vehicle and he was



a passer - by. He further submits that petitioner is not the owner of the vehicle in question from where illicit liquor has been recovered and no illicit liquor has been recovered from the conscious possession and / or vehicle belonging to the petitioner. He further submits that petitioner is in custody since 16-02-2021 and charge sheet has already been submitted.

Regard being had to the submissions made by the parties and taking into consideration the materials available on record, the fact that petitioner is not the owner or the driver of the vehicle, he is in custody since 16/02/2021 and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 20000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise Act, Muzaffarpur in connection with Gaighat (Benibad O.P.) P.S. Case No.60 of 2021 .

(Anil Kumar Sinha, J)

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