

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27168 of 2020

Arising Out of PS. Case No.-151 Year-2019 Thana- GOVINDPUR District- Nawada

JYOTI PUNJ, Son of Late Shyam Nandan Prasad Singh, Resident of Village -
Rupasipur, P.S. - Mahnar, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Ranjan

For the Opposite Party/s : Mr.Arvind Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 11-01-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Since the physical court proceeding is non-functional,
due to present pandemic, COVID-19, the matter is listed with
defects.

Learned counsel for the petitioner undertakes to
remove the defects as pointed out by the office within three
weeks of normal functioning of the court, failing which the
office is directed to place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 225(A),
225(B), 201, 188 of the Indian Penal Code read with Sections
51/52 of the Bihar Excise and Prohibition Act, 2016.

Prosecution case in brief is that as per FIR, allegation



against the petitioner is that one Sagar Kumar was caught by ASI Amar Paswan (co-accused with eight bottles of IMFL who handed over him to the petitioner who at that time was O/C of the concerned P.S. but the petitioner without following due process of law and without giving intimation to higher authorities released the accused. Internal inquiry was set up in which the allegation was found true and the FIR has been lodged against the petitioner and co-accused.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence, rather he has been wrongly implicated in this case. The petitioner has clean antecedent.

Learned counsel for the petitioner has filed supplementary affidavit stating therein that after registration of instant FIR, petitioner was put under suspension and departmental proceeding is going on.

Learned APP for the State opposes the prayer for bail petition.

In the aforesaid facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on anticipatory



bail on furnishing bail bonds of Rs. 25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II cum Special Judge, Nawada in connection with Govindpur P. S. Case No. 151 of 2019, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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