

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36884 of 2021

Arising Out of PS. Case No.-30 Year-2021 Thana- KATRA District- Muzaffarpur

VINOD DAS Son of Ram Ashish Das Resident of Village- Dargah, P.S.-
Katra, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr. Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 17-09-2021

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, 304, 328, 302, 201, 34 of the Indian Penal Code and under Section 34 of the Bihar Prohibition & Excise Act.

As per the prosecution case, Ramchandra Manjhi and his wife died due to drinking of illicit liquor sold by co-accused, Mukesh Singh and other accused persons.

Learned counsel appearing for the petitioner submits that petitioner is not named in the FIR. The name of petitioner has come in this case during the course of investigation in the confessional statement of co-accused, Gangeya Devi who disclosed that one day prior to the alleged occurrence liquor trader Mukesh Singh along with his wife, son, one relative Awadhesh Singh and three others, including this petitioner, came with one bag of liquor and gave the same to Ramchandra Manjhi for selling and drinking and thereafter Ramchandra Manjhi and his wife died. Petitioner claims clean antecedent



and is in custody since 22.02.2021 and investigation in this case is complete.

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 Special Judge, Excise Act, Muzaffarpur in connection with Katra PS case No. 30/2021 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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