

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37095 of 2021**

Arising Out of PS. Case No.-55 Year-2021 Thana- MOHAMMADPUR District- Gopalganj

Krishna Kumar Son of Raj Mangal Sah Resident of Village- Bhikhanpur,
Police Station- Ahiyapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 07-12-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Mohammadpur P.S. Case No. 55 of 2021 instituted for the
offences under Sections 30(a) of the Bihar Prohibition and
Excise Amendment Act, 2018.

Learned counsel for the petitioner submits that the
petitioner is in custody since 13.03.2021, is a person with clean
antecedent and charge-sheet has been submitted in the case.

Learned counsel for the petitioner submits that
allegation against the petitioner is of recovery of 354.24 liters of
foreign liquor from a pickup van as detailed in the F.I.R.

Learned counsel for the petitioner submits that the
petitioner is alleged to be the driver of the pickup van. Further,



the petitioner is not the owner of the pickup van and as such was not aware what was being carried in the pickup.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 13.03.2021, charge-sheet has been submitted in the case and the petitioner is a person with clean antecedent, let the petitioner above named be released on bail on furnishing bail bond of Rs. 5,000/- (Rupees Five Thousand only) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II, Gopalganj in connection with Mohammadpur P.S. Case No. 55 of 2021 subject to the condition as laid down under Section 437 (3) Cr.P.C.

(Satyavrat Verma, J)

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