

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40488 of 2021

Arising Out of PS. Case No.-34 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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GOLU KUMAR, S/o Brijraj Rai, Resident of Village- Rustampur, Police
Station- Rustampur O.P. (Raghopur), District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate
For the Opposite Party/s : Mr. Mithlesh Kumar Khare, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-10-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 30(a), 32(1), 32(3), 41(1) and
41(2) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. He submits that there is no recovery from the
conscious possession of the petitioner rather 200 liters of



country made liquor is said to have been recovered from a tempo. Petitioner is the driver of the tempo. The petitioner is in custody since 06.06.2021 and he has got no criminal antecedent as stated in paragraph-3 of the bail petition.

Petitioner is agreed to deposit a sum of Rs.10,000.00 (rupees ten thousand) in the Chief Minister Relief Fund, Bihar, bearing Account No.2065104000002257, IFSC IBKL 0002065, IDBI Bank, Kidwaipuri Branch, Patna.

In the facts and circumstances of the case, let petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned court below/successor court where the case is pending in connection with Special Case No.3413/2021 (arising out of Nadi P.R. Case No.34/2021), subject to the conditions:

(i) One of the bailors would be close relative of the petitioner having sufficient immovable properties, who will file an affidavit stating his relationship with the petitioner.

(ii) If the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to move the learned court below for cancellation of his bail bonds.

(iii) The bail bond of the petitioner shall be accepted



by the learned court below on showing receipt of deposit of
Rs.10,000.00 (rupees ten thousand) in the Chief Minister Relief
Fund Bihar.

(Anjani Kumar Sharan, J)

S.KUMAR/-

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