

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.42164 of 2021**

Arising Out of PS. Case No.-551 Year-2020 Thana- AKBARPUR District- Nawada

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PAPPU KUMAR SINGH @ PAPPU SINGH, Son of Karu Singh, Resident of  
Village - Karma, Police Station - Akbarpur, District - Nawada.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Bipin Kumar, Adv.

For the Opposite Party/s : Mr.Arvind Kumar Pandey(APP- 84)

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

2      21-10-2021                      Heard learned counsel for the petitioner and learned  
APP for the State.

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

The petitioner seeks bail in a case registered for the  
offence punishable under Section 30 (a) of the Bihar Prohibition  
and Excise Act, 2016.

It is submitted by learned counsel for the petitioner  
that the petitioner is innocent and has falsely been implicated in  
this case. There is no recovery from the conscious possession of  
the petitioner, rather there is recovery of total 90 liters of foreign  
liquor and 558 liters of Beer from the two different vehicles.



The petitioner was neither owner nor driver of the said vehicles. The petitioner was arrested on the spot and other accused persons fled away. The petitioner is languishing in custody since 28.04.2021. The petitioner has got four criminal antecedents in same offence which is mentioned in para 3 of the bail application.

Learned APP for the State vehemently opposed the prayer for bail petition.

Petitioner is agreed to deposit a sum of Rs.20,000/- (Rupees Twenty Thousand) in the Chief Minister Relief Fund, Bihar, bearing Account No.2065104000002257, IFSC IBKL0002065, IDBI Bank, Kidwaipuri Branch, Patna.

Considering the aforesaid facts and circumstances of the case, the above named petitioner is directed to be enlarged 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 where the case is pending/ successor Court in connection with Excise Case No. 551/2020 ; subject to the following conditions:

(i) that one of the bailors will be a close relative of the petitioner, who will be given an affidavit giving genealogy as to how he is related with the petitioner. He will also



undertake to inform the Court if there is any change in the address of the petitioner.

(ii) that the bailor shall also state on affidavit that he will inform the Court concerned if the petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the Court below will be at liberty to initiate proceeding for cancellation of bail on the ground of misuse.

The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of Rs.20,000/- (Rupees Twenty Thousand) in the Chief Minister Relief fund.

**(Anjani Kumar Sharan, J)**

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