

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42633 of 2021**

Arising Out of PS. Case No.-75 Year-2021 Thana- KUCHAIKOTE District- Gopalganj

SUNIL KUMAR @ SUNIL KUMAR GOSWAMI Son of Shiv Charan Nath
Goswami Resident of Village - Bahjoe, P.S.- Bahjoe, Distt.- Sambhal (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Rakesh, Advocate

For the Opposite Party/s : Mr.Syed Ehteshamuddin, APP

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER**

2 15-12-2021 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Kuchaikote P.S. Case No.75 of 2021 for the offence registered
under Sections 414, 420, 467, 468, 471/34 of the Indian Penal
Code.

The allegation is regarding recovery of 428.670 litres
of illicit liquor from a vehicle.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the
present case and he is languishing in custody since 26.02.2021.
The learned counsel for the petitioner has further submitted by
referring to paragraph no. 8 of the present petition that the
petitioner is neither the driver, nor the khalasi nor the owner of



the vehicle in question.

Per contra, the learned counsel for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the fact that the petitioner is neither the driver nor the owner, nor the khalasi of the vehicle in question, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to 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 learned Additional District and Sessions Judge-II, Gopalganj in connection with Kuchaikote P.S. Case No. 75 of 2021.

(Mohit Kumar Shah, J)

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