

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7829 of 2021

Arising Out of PS. Case No.-88 Year-2019 Thana- SAHEBPUR KAMAL District- Begusarai

PANDAV KUMAR @ PANDAV PODDAR Son of Yugal Kishore Poddar
Resident of Village - Amni, P.S. Mansi, District - Khagaria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar, Advocate

For the Opposite Party/s : Mr. Shambhu Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 16-04-2021 Heard Mr. Ranjan Kumar, learned counsel for the

petitioner and Mr. Shambhu Kumar Singh, learned APP for the

State through video conferencing.

Petitioner seeks regular bail in connection with
Sahebpur Kamal P.S. Case No.88 of 2019 registered for the
offence under Sections 272, 273 and 411 of the Indian Penal
Code and Sections 30(a), 32/41 of the Bihar Prohibition and
Excise Act, 2016.

The allegation as per the First Information Report is
that the police intercepted a pick-up van and upon seeing the
police party, the driver and other persons sitting therein, fled
away and upon search recovered 808 liters and 200 ml of illicit
liquor from the same along with driving licence, photo copy of
registration certificate kept in the vehicle.



Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case on the basis of confessional statement made by the co-accused Vijay Kumar who happens to be the owner of the vehicle in question who disclosed before the police that he has sold the vehicle in favour of the petitioner. Learned counsel next submits that the petitioner is not the registered owner of the vehicle and the ownership of the same has not been transferred in favour of the petitioner by the erstwhile owner Vijay Kumar. Learned counsel next submits that the said co-accused Vijay Kumar has been granted privilege of bail by a coordinate Bench of this Court in Cr.Misc.No.34293 of 2020. Learned counsel next submits that the petitioner has got no criminal antecedent and he is in custody since 09.08.2020.

Having regard to the submissions made by the parties and material available on record and the fact that petitioner has got no criminal antecedent and he is not registered owner of the vehicle and the registered owner of the vehicle has been granted bail, I am inclined to grant bail to the petitioner. Accordingly, let the above named petitioner 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 Sessions Judge, Second-cum-Special Judge, Excise
Act, Begusarai in connection with Sahebpur Kamal P.S.Case
No.88 of 2019.

It is made clear that at the time of furnishing bail bond
all the parties shall follow the guidelines regarding social
distancing.

(Anil Kumar Sinha, J)

Brajesh Kr./-

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