

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37272 of 2020**

Arising Out of PS. Case No.-49 Year-2020 Thana- INDUSTRIAL District- Bhagalpur

RAJKUMAR @ RANJEET KUMAR @ RANJEET @ BENGAL SON OF
BHAJJO YADAV @ VINOD YADAV RESIDENT OF VILLAGE
FATEHPUR YADAV TOLA P.S. INDUSTRIAL AREA DISTRICT
BHAGALPUR

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Jha, Advocate
For the Opposite Party/s : Mr. Atul Chandra, APP

**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER**

2 02-02-2021 Heard learned Counsel for the petitioner and the learned
Counsel for the State.

This Court would expect that the petitioner's Counsel would honour his undertaking in the instant proceedings regarding supply of requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

Petitioner seeks bail in Industrial Area PS Case No. 49 of 2020 registered under Sections 30(a) and 32 of Bihar Prohibition and Excise Act, 2016.

246 liters of illicit country made liquor is alleged to have been recovered from a vehicle from which three persons were fleeing.

Learned Counsel for the petitioner submits that when he was apprehended in inebriated condition the petitioner has been remanded in this case though he is not concerned with the same. The petitioner is in custody since 20.8.2020 and there is no valid basis to say that the petitioner was one of the persons fleeing away from the vehicle.

Learned APP has opposed the prayer for bail.



Considering the rival submissions as also the facts and circumstances of the case, prayer for bail of the petitioner is allowed.

Let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of 2nd Additional Sessions Judge -cum- Special Judge, Excise, Bhagalpur in Industrial Area PS Case No. 49 of 2020 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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