

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39705 of 2020

Arising Out of PS. Case No.-72 Year-2020 Thana- ANGARGHAT District- Samastipur

RAMSAKAL RAY @ RAM SAKAL RAI son of Late Fakirchand Ray
Resident of Village- Dadhiya Ashadhar, Ward No.06, P.S.- Angarghat,
District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Aprajita, Advocate.

For the Opposite Party/s : Mr. Humayou Ahmad Khan, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-02-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Learned counsel for the petitioner undertakes to remove the defects, as pointed out by the office, within four weeks of resumption of normal court proceeding. 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 Section 30 (a) of the Bihar Prohibition and Excise Act.

1203.3 liters of foreign liquor is said to have been recovered from the house of the petitioner.

It is submitted by learned counsel for the petitioner



that no incriminating article has been recovered from the conscious physical possession of the petitioner. He has no concern either with the seized liquor or the place of recovery or any trade of liquor. He has been falsely implicated in this case at the instance of his enemy by planting the aforesaid recovery. In fact, petitioner has two children and they are living in the said house and the petitioner is living separately from them in another house. Petitioner has no criminal antecedent and has been languishing in custody since 21.09.2020.

Petitioner is agreed to deposit a sum of Rs.25,000.00 (Rupees Twenty Five Thousand) in the PM Cares fund, bearing Account No.2121PM20202, IFSC Code: SBIN 0000691, SWIFT Code: SBININBB104, State Bank of India, New Delhi Main Branch, UPI ID : pmcares@sbi.

Having regard to the facts and circumstances of the case, let the above named petitioner, 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 learned Additional Sessions Judge-II-cum-Special Judge Excise, Samastipur in connection with Angarghat P.S. Case No. 72 of 2020.

The bail bond of the petitioner shall be accepted by



the learned Court below on showing receipt of deposit of
Rs.25,000.00 (Rupees Twenty Five Thousand) in the PM Cares
fund.

(Anjani Kumar Sharan, J)

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