

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3668 of 2021

Arising Out of PS. Case No.-224 Year-2019 Thana- NOKHA District- Rohtas

=====

UPENDRA SINGH SON OF LATE YAMUNA SINGH RESIDENT OF
VILLAGE- BHIKHARIDIH, P.S.- NOKHA (DHARAMPURA O.P.),
DISTRICT- ROHTAS AT SASARAM

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad

For the Opposite Party/s : Mr.A.G

=====

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 16-03-2021 Heard learned counsel for the petitioner and

learned A.P.P. for the State through virtual court proceeding.

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 connection with Nokha
(Dharampura O.P.) P.S. Case No.224 of 2019, registered for the
offence punishable under Section 30(a) of Bihar Prohibition and
Excise Amendment Act, 2018.

50.400 liters of foreign liquor is said to have been
recovered from village Nousari.



It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from the conscious physical possession of the petitioner rather the same has been recovered from a house in village Nousari and petitioner is the resident of another village. It is submitted that the petitioner has no concern either with the seized liquor or the place of recovery or any trade of liquor and has been falsely implicated in this case due to ulterior motive. He submits that similarly situated co-accused namely Kantess @ Kamlesh Yadav has been granted bail by a co-ordinate Bench of this Hon'ble Court vide Cr. Misc. No.7750 of 2020 dated 05/02/2020. Petitioner has one criminal antecedent as mentioned in para-3 of the present petition and has been languishing in custody since 03.09.2020.

Petitioner is agreed to deposit a sum of Rs. 5,000.00 (Rupees 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 case, let the above named petitioner, be released on bail, on furnishing bail bond of Rs.50,000/- (Rupees Fifty Thousand)



with two sureties of the like amount each to the satisfaction of
learned court below, in connection with Nokha (Dharampura
O.P.) P.S. Case No.224 of 2019.

The bail bonds of the petitioner shall be accepted
by the learned Court below on showing receipt of deposit of
Rs.5,000.00 (Rupees Five Thousand) in the PM Cares fund.

(Anjani Kumar Sharan, J)

pallavi/-

U		T	
---	--	---	--

