

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5832 of 2021

Arising Out of PS. Case No.-239 Year-2020 Thana- KHAIRA District- Saran

PINTU KUMAR, Son of Shambhu Ray, Resident of Village - Sadha, P.S.-
Chapra Muffasil, District - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bishwajeet Singh, Advocate
For the Opposite Party/s : Smt. Asha Kumari, APP.

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 15-04-2021 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in a case
registered for the offences punishable under Sections 30, 30(a)
of Bihar Prohibition & Excise Act, 2018.

Allegation is recovery of 84 litres country-made
liquor from a motorcycle which was driven by the petitioner.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has falsely been implicated in this
case on the basis of suspicion. Petitioner is not named in the
F.I.R. Petitioner has no concern with the said motorcycle and
nothing was recovered from the conscious possession of the
petitioner. Petitioner has no criminal antecedent and he is in
custody since 23.08.2020.



Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Khaira P.S. Case No. 239 of 2020 with following conditions:-

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.
- (4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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