

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10107 of 2021

Arising Out of PS. Case No.-117 Year-2020 Thana- NATIONAL HIGHWAY District-
Samastipur

VINOD KUMAR Son of Banshi Prasad Resident of Village - E-151 JJ North
West Delhi, At present Resident of Village - Daudnagar, P.S.- Daudnagar,
Dist.- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subodh Kumar, Advocate
For the State : Dr Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 14-06-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through video
conferencing.

The petitioner has filed the instant application for
grant of regular bail in connection with N. H. Bangra P.S. Case
no. 117 of 2020 registered under sections 420, 419, 188 and 171
of the Indian Penal Code, sections 25(1-B)(a), 26, 20 and 30 of
the Arms Act and sections 30(a) and 41(i) of the Bihar
Prohibition and Excise Act, 2016.

As per allegation in the FIR, on search being
conducted a total of about 13 litres of illicit liquor besides a
loaded revolver with 6 cartridges as also 10 other cartridges
were recovered. The petitioner and others were taken into



custody.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from the person or possession of the petitioner. He has been falsely implicated in the case. He is in custody since 8.10.2020, i.e., for over 8 months and has no criminal antecedent.

The application for bail is opposed by learned Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the petitioner not having any criminal antecedent and having remained in custody for over 8 months, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with N. H. Bangra P.S. Case no. 117 of 2020 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge- II cum- Special Judge Excise, Samastipur.

Prakash/-

(Partha Sarthy, J)

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