

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4829 of 2022

Arising Out of PS. Case No.-220 Year-2021 Thana- BHAGWANPUR District- Vaishali

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TRIBHUWAN KUMAR S/o Ganesh Paswan R/o village- Susta, P.S.- Sadar,
Muzaffarpur, District- Muzaffarpur, Bihar

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh

For the Opposite Party/s : Mr.Pushpa Sinha

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 24-05-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard the learned counsel for the petitioner and

learned APP for the State.

This is an application for regular bail on behalf of

the petitioner for the offences alleged under Sections 272, 273

and 414 of the Indian Penal Code and Section 30(a) of the

Bihar Prohibition and Excise (Amendment) Act, 2018,

registered in connection with Bhagwanpur P.S.Case No. 220 of

2021.

The police got a secret information that some persons

were selling illicit liquor. The police raided the spot from where



three persons namely, Uday Kumar, Shashikant Kumar and Sudhir Kumar were apprehended. Co-accused Uday Kumar disclosed the name of the present petitioner, who fled away from the scene of occurrence. Total 50.55 litres of liquor was recovered from two bikes and one car.

The learned counsel for the petitioner has submitted that the petitioner is a person of clean antecedents and his name has figured in the confessional statement of co-accused Uday Kumar. He is in custody since 06.10.2021.

Considering the above facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Excise Court, Vaishali at Hajipur, in connection with Bhagwanpur P.S.Case No. 220of 2021, subject to the following conditions:-

1. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

2. At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in



future in the similar type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

Office shall ensure that all defects are removed by the petitioner within the stipulated time as provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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