

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4169 of 2022

Arising Out of PS. Case No.-165 Year-2019 Thana- KATHAIYA District- Muzaffarpur

PULINDRA SINGH @ PULENDRA SINGH SON OF SRI FUDENA
SINGH RESIDENT OF VILLAGE- KATHAIYA, P.S. KATHAIYA,
DISTRICT- MUZAFFARPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Ranjan

For the Opposite Party/s : Mr.Rajeev Nayan App

**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 and
273/34 of the Indian Penal Code and Section 30(a) of the Bihar
Prohibition and Excise Act, registered in connection with
Kathaiya P.S.Case No. 165 of 2019.

As per allegation, the police apprehended a Bolero

vehicle. 3-4 miscreants became successful in fleeing away after

jumping from that Bolero vehicle. 333 litres of liquor was



recovered from that Bolero vehicle. On inquiry, it was detected that the name of one miscreant was Mukesh Singh @ Mukku.

The learned counsel for the petitioner has submitted that the petitioner was not arrested at the spot. Nothing was recovered from his possession and even he is not named in the FIR. His name figured in the confessional statement of co-accused Mukesh Singh @ Mukku, who has been granted bail by a coordinate Bench of this Court in Cr.Misc. No. 79163 of 2019 and the case of the present petitioner is on better footing. The petitioner is in custody since 23.11.2021.

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 Special Judge, Excise, Muzaffarpur in connection with Kathaiya P.S.Case No. 165 of 2019, 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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