

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5115 of 2022

Arising Out of PS. Case No.-351 Year-2021 Thana- MOTIPUR District- Muzaffarpur

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SHEKHAR KUMAR SON OF CHATHU BHAGAT @ CHATU MAHATO
R/O - MADHUBAN DHAMAULI, P.S.- KANTI, DISTRICT-
MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhavesh Kumar

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

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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 learned counsel for the petitioner and the

learned APP for the State.

This is an application for regular bail on behalf of the

petitioner for the offences alleged under section 120B/34 of the

Indian Penal Code and sections 30(a), 41(1)(2) of Bihar

Prohibition and Excise (Amendment) Act.

When the police party conducted raid against storage

and transportation of illicit liquor, he got confidential

information in village Mathiya Morsandi about unloading liquor

from a truck and having seen police party miscreants began to



flee away. The petitioner was arrested. He disclosed his involvement in transaction of illicit liquor. 18 Liters of illicit liquor was recovered from a motorcycle and 2589 liters of liquor was recovered from a truck.

Learned counsel for the petitioner has submitted that the petitioner is person of clean antecedents and is in custody since 30.10.2021.

Considering the above mentioned facts and circumstances, let the petitioner above named be released on bail on furnishing bail bond of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Special Judge, Excise, Muzaffarpur in connection with Motipur P.S. Case no. 351 of 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 mentioned hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

s.hassan/-

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