

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5559 of 2022

Arising Out of PS. Case No.-86 Year-2021 Thana- PHULWARIA District- Begusarai

PRAMOD @ PRAMOD KUMAR SON OF LATE RAM KUMAR, R/O
VILLAGE- GOHARSHU, P.S.-SARPATHAN, DISTRICT- YAMPUR
(UTTAR PRADESH).

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Kumar Sinha

For the Opposite Party/s : Ms. Pushpa Sinha.1

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

ORAL ORDER

2 25-05-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as

the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection

with Fulwaria P.S. Case No. 86 of 2021 registered for offence

punishable under sections 30 (a), 36, 41 (i) (ii) of the Bihar

Prohibition and Excise Act and sections 420, 467, 468, 471,

120(B)/34 of the Indian Penal Code.

The learned counsel for the petitioner has submitted

that the petitioner is a truck driver wherefrom approximately

909 litres of liquor was recovered. He has submitted further



that the petitioner was not aware with the consignment loaded by the owner on his truck. He has also submitted that the petitioner is a person of clean antecedent and is under custody since 01.06.2021.

Considering the above-mentioned facts and circumstances as well as the period of custody, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Begusarai in connection with Fulwaria P.S. Case No. 86 of 2021, subject to the following conditions:-

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

(ii) 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)

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