

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15726 of 2022

Arising Out of PS. Case No.-14 Year-2021 Thana- KANHAULI District- Sitamarhi

UMESH KUMAR Son of Dhanraj Ray Resident of Village - Khapkhopraha,
P.S.- Kanhauli, District - Sitamarhi - 843317.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Subodh Kumar

For the Opposite Party/s : Mr.Kalyan Shankar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-07-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 272 and 273 of the
Indian Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. It is further submitted that there is no recovery from
the conscious possession of the petitioner rather 65 liters of
country made liquor has been recovered from the place of
occurrence. It is also submitted that the petitioner is said to have
fled away from the place of occurrence after seeing the police. It is
lastly submitted that the petitioner has got no criminal antecedent
as stated in paragraph-3 of the bail application.

Petitioner is agree to deposit a sum of Rs. 15,000/-



(rupees fifteen thousand) in Patna High Court Legal Services Committee, Patna, bearing Account No. 1413010060836, IFSC Code: PUNB0141320, Punjab National Bank, Bar Council Branch, Patna.

Taking into consideration the fact that there is no recovery from the conscious possession of the petitioner, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II-cum-Special Judge (Excise), Sitamarhi in connection with Kanhauli P.S. Case No.14 of 2021, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure as well as subject to the further conditions that:

(i) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(ii) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(Anjani Kumar Sharan, J.)

Sanjay/-

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