

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16026 of 2022**

Arising Out of PS. Case No.-510 Year-2020 Thana- SIRDALA District- Nawada

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Ranjeet Rajbansi S/O Arjun Rajbansi R/O Village- Bishunpur, P.S.-
Govindpur, District- Nawada

... .. Petitioner/S

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jitendra Kumar Pandey

For the Opposite Party/s : Mr. APP

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**CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER**

3 22-07-2022 Let the defect(s), as pointed out by the office, be

removed within a period of four weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State in virtual court proceeding.

The petitioner seeks bail in connection with Sirdalla
P.S. Case No. 510 of 2020 registered for the offences punishable
under Sections 30(d) of the Bihar Prohibition and Excise Act,
2016.

As per prosecution case, there is alleged recovery of
3000 litre Mahua Jaggery solution from hill of Village Hemja
Bharat and petitioner fled away from the spot. Local villagers
disclosed the name of the petitioner.

Learned counsel for the petitioner submits that
petitioner is in custody since 23.07.2021 and bears one criminal



history of similar nature. Charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence. Learned counsel for the petitioner further submits that and petitioner has no concern with the recovered liquor and he was not apprehended on spot. Nothing has been recovered from the physical conscious possession of the petitioner and the name of the petitioner has been falsely implicated in this case.

The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence and also taking into consideration that petitioner was not apprehended on the spot and the material available on record, let the petitioner above named be released on bail **after framing of charge** on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ADJ II-cum-Special Judge, Nawada in connection with Sirdalla P.S. Case No. 510 of 2020 subject to following conditions:-

- (i) One of the bailors shall be either father or mother



or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Alok Kumar Pandey, J)

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