

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16309 of 2022

Arising Out of PS. Case No.-43 Year-2022 Thana- RAFIGANJ District- Aurangabad

RAVI PANDIT @ RAVI KUMAR Son of Suresh Pandit @ Suresh Kumar
Resident of Village - Baghmara, P.s.- Madhuban, Distt.- Dhanbad
(Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar Pandey

For the Opposite Party/s : Mr.Nitya Nand Tiwary

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 08-07-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceeding.

Let the defect (s), as pointed out by the office, be removed within a period of four weeks from the date of resumption of physical filing and physical removal of defect.

In the present case, the petitioner seeks bail in connection with Rafiganj P.S. Case No. 43 of 2022 registered for the alleged offences under Sections 30(a) of the Bihar Prohibition and Excise Act.

Allegedly the petitioner and other co-accused persons were apprehended from *tempo* and 48.375 liters of Indian made foreign liquor was recovered from that *tempo*.

The learned counsel for the petitioner submits that the



petitioner is neither the driver nor the owner of the *tempo*. He was merely a passenger in the *tempo*. Charge sheet has been submitted in this case and the petitioner is in custody since 07.02.2022.

Learned APP for the State opposes the prayer for bail of the petitioner.

Having regard to the submissions made hereinabove and considering the fact that charge sheet has been submitted and the petitioner is in custody for more than five months, the petitioner above named is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J. 1st-cum-Special Judge, Aurangabad in connection with Rafiganj P.S. Case No. 43 of 2022, subject to the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence for three consecutive dates or in violation of the



terms of the bail, the bail bond of the
petitioner will be liable to be cancelled
by the court concerned.

(Arun Kumar Jha, J)

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