

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17357 of 2022

Arising Out of PS. Case No.-149 Year-2019 Thana- SASARAM MUFFSIL District- Rohtas

VINOD SINGH @ VINOD MAHTO Son of Jaynath Singh Resident of
Village - Dhaudan, P.S.- Sasaram (M), Distt.- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh

For the Opposite Party/s : Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 13-04-2022 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Sasaram (M) Police Station Case No. 149 of 2019, registered for
the offences punishable under Section 30 (a) of the Bihar
Prohibition and Excise Act, 2016.

This is the second attempt on behalf of the petitioner
for grant of regular bail. Earlier, the prayer for regular bail of the
petitioner was dismissed as withdrawn, vide order, dated
16.12.2021, passed in Criminal Misc. No. 32257 of 2021, giving
liberty to the petitioner to renew his prayer for bail after three
months.

The prosecution case, as per the First Information
Report, is that the police, on the basis of secret information,



raided the place of occurrence and recovered a total quantity of 13230 litres of illicit liquor from a tanker and the accused persons, including the petitioner fled away.

Learned Counsel for the petitioner submits that the petitioner has renewed his prayer for bail, as observed by this Court in the order dated 16.12.2021. He further submits that nothing has been recovered from the conscious possession and/or vehicle belonging to the petitioner. He further submits that the petitioner is in custody since 25.01.2021 and charge sheet has been submitted against him and as such there is no likelihood that the petitioner will abscond and/or tamper with the evidence.

After having heard learned Counsel for the parties and taking into consideration the fact that nothing has been recovered from the conscious possession of the petitioner, this is second attempt for bail on behalf of the petitioner, the petitioner is in custody since 25.01.2021 and charge sheet has been submitted against him, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bonds of Rs. 20,000/- (twenty thousand)



with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge -cum- Special Judge, Excise, Rohtas, at Sasaram, in connection with Sasaram (M) Police Station Case No. 149 of 2019.

This is subject to the condition that the petitioner shall present himself before the Court, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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