

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21564 of 2022

Arising Out of PS. Case No.-529 Year-2020 Thana- SAKRA District- Muzaffarpur

SONU CHAURASIA S/o Shiv Kumar Bhagat R/o village- Sarmastpur, P.S.-
Sakra, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hari Kishore Thakur

For the Opposite Party/s : Mr.Gauri Shankar Gupta

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 27-04-2022 Heard the parties.

Petitioner seeks regular bail in connection with Sakra
PS Case No. 529 / 2020 registered under Section 30 (a) of the
Bihar Prohibition and Excise Act, 2016.

This is 2nd attempt for grant of regular bail on behalf
of the petitioner inasmuch as earlier the bail application of the
petitioner was dismissed as withdrawn vide Cr. Misc. No. 37898
/ 2021 with liberty to the petitioner to renew his prayer for bail
after three months.

Allegation in nutshell is that 614.520 liters of foreign
liquor was recovered from the house of Sajjan Mishra and
Nitish Kumar, who disclosed the name of other accused persons
as their associates including one Bablu Mishra @ Ranjeet and
they have been made named accused in the FIR. The name of



the petitioner has transpired on the basis of confessional statement of named co-accused / Bablu Mishra @ Ranjeet.

Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case on the basis of confessional statement of the co-accused / Bablu Mishra @ Ranjeet and he is not named in the FIR. He next submits that no illicit liquor has been recovered from the conscious possession and / or premises belonging to the petitioner and the petitioner is in custody since 01/03/2021, charge sheet has already been submitted and there is no likelihood that petitioner will abscond or tamper with the evidence if released on bail.

Regard being had to the submissions made by the parties, taking into consideration the fact that petitioner has been made accused on the basis of confessional statement of the co-accused, he is in custody since 01-03-2021, charge sheet has already been submitted and this is 2nd attempt for bail on behalf of the petitioner, as such, I am inclined to grant regular bail to the petitioner.

Let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 25000 /- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Court No.-1,



Muzaffarpur in connection with Sakra PS Case No. 529 of 2020
on the following condition:-

(a) that the petitioner shall remain present on
each and every date during the trial and in case of
default on two consecutive dates on the part of the
petitioner, his bail bond shall liable to be cancelled.

(Anil Kumar Sinha, J)

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