

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36780 of 2021

Arising Out of PS. Case No.-103 Year-2017 Thana- MASHRAK District- Saran

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BED PRAKASH S/O LATE OMKAR R/O HOUSE NO. 214, WARD NO.01,
NEAR VISHWAKARMA MANDIR, TASHIL SAFIDON, P.S-SAFIDON
SADAR, DISTRICT-JIND (HARYANA).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Advocate

For the Opposite Party/s : Md. Arif, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 07-01-2022 Heard Mr. Ajit Kumar Singh, learned counsel for

the petitioner and Md. Arif, learned Additional Public

Prosecutor appearing for the State through video

conferencing.

Petitioner seeks regular bail in connection with

Masrakh P.S. Case No. 103 of 2017 registered for the

offence punishable under Sections 30, 30(a), 38 and 41 of

the Bihar Prohibition and Excise Act, 2016.

A total quantity of 2420.720 litres of illicit liquor

has been recovered from the truck owned by the petitioner.

Learned counsel for the petitioner submits that the

petitioner has been made accused merely because he



happens to be the owner of the truck and illicit liquor has been recovered from the same. Learned counsel further submits that the truck of the petitioner was being plied on hire basis and he was not aware about the illicit liquor being kept by the driver in the truck. He next submits that the petitioner is in custody since 24.3.2021 having no criminal antecedent.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that the petitioner is in custody since 24.3.2021 having no criminal antecedent and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.25,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge VIth cum Special Judge, Excise, Saran at Chapra, in connection with Masrakh P.S. Case No. 103 of 2017 subject to the condition that one of the bailors shall be resident of the territorial jurisdiction of the learned



court below.

It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J)

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