

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.38161 of 2021**

Arising Out of PS. Case No.-30 Year-2021 Thana- KATRA District- Muzaffarpur

PRAMOD DAS Son of Ramashish Das Resident of Village - Dargah, P.S.-  
Katra, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Surendra Kumar Singh, Adv.

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA  
ORAL ORDER**

2      18-01-2022                      Heard Mr. Surendra Kumar Singh, learned counsel  
for the petitioner and Mr. Bhanu Pratap Singh, Additional Public  
Prosecutor for the State through video conferencing.

Petitioner seeks regular bail in connection with Katra  
PS Case No. 30/2021 registered for the offence punishable  
under Sections 272, 273, 304, 201, 328, 302/34 of the IPC and  
Section 34 of Bihar Prohibition & Excise Act 2016.

The prosecution case, in a nut shell, lodged on the  
basis of information given by Chaukidar, that due to  
consumption of illicit liquor provided by Mukesh Singh, the  
deceased, namely Ramchandra Manjhi along with his wife,  
Manju Devi died.

Learned counsel for the petitioner submits that the  
petitioner has falsely been implicated in this case due to village



rivalry and on the basis of statement made by one of the witnesses recorded after 5-6 days of the occurrence disclosing that illicit liquor was provided to the victim by Mukesh Singh, his wife, his son and petitioner along with other accused persons. Learned counsel further submits that petitioner is not named in the FIR and the statement made by the witness is highly improbable that the liquor was provided to the victim by named accused in the FIR along with four other accused persons including the petitioner.

Learned counsel further submits that petitioner has got no criminal antecedent and except the statement of one witness, no other evidence has come regarding sale or manufacture of illicit liquor against the petitioner. The petitioner is in custody since 22.02.2021.

Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is not named in the FIR, charge-sheet has already been submitted in the matter, trial is not likely to be concluded in near future due to pandemic and petitioner is in custody since 22.02.2021 having no criminal antecedent, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, PRAMOD DAS 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 Special Judge, Excise, Muzaffarpur in connection with Katra PS Case No. 30/2021.

**(Anil Kumar Sinha, J)**

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