

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39378 of 2021

Arising Out of PS. Case No.-354 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Darbhanga

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KRISHNA KUMAR S/o Vaidyanath Yadav Resident of Village- Laxmisagar
Chapaki Parri, P.S.- Sadar, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Virendra Kumar, Adv.
For the Opposite Party/s : Mr. Md. Nazir Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 22-01-2022 Heard Mr. Virendra Kumar, learned counsel for the

petitioner and Mr. Md. Nazir Ansari, Additional Public Prosecutor for

the State through video conferencing.

Petitioner seeks regular bail in connection with G.O Case
No. 354/2021/PR No. 08/2021 registered for the offence punishable
under Sections 272, 273/34 of the IPC and Section 30(a) of Bihar
Prohibition & Excise Act 2016.

As per prosecution story, the Excise Officials intercepted a
Scorpio vehicle bearing No. DL4CNB-3108 and recovered altogether
243 litres of illicit Nepal Saunfi from the said vehicle and the
petitioner was arrested with the seized Scorpio vehicle and liquor.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case and he has not
committed any offence in the manner alleged. He further submits that



the petitioner was standing on the road near the vehicle due to which he has been arrested by the police on suspicion.

The petitioner has got no criminal antecedent and referring to para-9 of the petition, learned counsel submits that petitioner is neither the owner nor the driver of the vehicle in question and he is in custody since 17.03.2021. Charge-sheet has already been submitted in the matter.

Regards being had to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is neither the owner nor the driver of the vehicle in question, he is in custody since 17.03.2021, charge-sheet has already been submitted in the matter and trial is not likely to be concluded in near future due to pandemic, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, KRISHNA KUMAR 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 2nd ADJ-cum-Special Judge, Excise, Darbhanga in connection with G.O Case No. 354/2021/PR No. 08/2021.

(Anil Kumar Sinha, J)

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