

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33296 of 2022

Arising Out of PS. Case No.-181 Year-2021 Thana- FALKA District- Katihar

1. PRADEEP KUMAR Son of Late Rajpal Resident of Village - Narala Road
Verka, P.S.- Verka, Distt.- Amritsar (Punjab).
2. EKBALDEEP SINGH @ IKWAL DEEP SINGH Son of Late Baldeo Singh
Resident of Village - Baba Wakala, P.s.- Vyash, Distt.- Amritsar (Punjab)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Shekhar Anand, Advocate
For the Opposite Party/s : Mr. Shaheen Begum, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 06-07-2022 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners have renewed their prayer for bail in a
case registered under sections 30(a), 36 and 41(i)(ii) of the
Bihar Prohibition and Excise Act, 2016.

It is submitted by learned counsel for the petitioners
that the earlier prayer for bail of the petitioners was rejected
vide order dated 3.3.2022 passed in Cr. Misc. no. 53817 of 2021
giving liberty to the petitioners to renew their prayer for bail
after completing one year in custody. The petitioners are in
custody for more than 1 year since 6.6.2021 and have no
criminal antecedent.

The application for bail is opposed by learned APP for



the State who submits that the petitioners are resident of outside the State of Bihar and once they are enlarged on bail they will not cooperate in the trial.

Having heard learned counsel for the parties and taking into consideration the liberty granted to the petitioners vide aforesaid order of rejection dated 3.3.2022 and the petitioners having remained in custody for more than 1 year since 6.6.2021, the Court directs the above two petitioners to be enlarged on bail in connection with Falka (Pothia) P.S. Case no. 181 of 2021 on each of them furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge II-cum-Special Judge, Excise Act, Katihar subject to the following conditions :

(ii) One of the bailors of the two petitioners shall be resident of a place within the jurisdiction of the learned trial Court.

(ii) The other bailor of both the petitioners shall be a close relative of the respective petitioners.

(ii) The petitioners shall cooperate in the trial.

(Partha Sarthy, J)

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