

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46196 of 2021

Arising Out of PS. Case No.-21 Year-2021 Thana- SIMRI District- Buxar

CHANDAN PANDEY Son of Sri Harendra Pandey Resident of Village-
Simari (Bakulhapatti), P.S.- Siari, District- Buxar (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Adv.

For the Opposite Party/s : Mr. Braj Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

5 22-03-2022 A supplementary affidavit on behalf of the petitioner

bringing on record a copy of the receipt of the cost deposited
pursuant to the direction of this vide order dated 10.3.2022
passed by this Court. Let the same be kept on record.

Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 92.155 litres of liquor
was recovered from the accused persons and they were taken
into custody. It is further stated that they disclosed that they
purchased the liquor from three other named accused persons
including the petitioner herein.

It is submitted by learned counsel for the petitioner



that neither the petitioner was arrested at the spot nor any incriminating article has been recovered from his possession. The only material against him is the confessional statement of the coaccused made before the police. The cause of his false implication is his criminal antecedents. He is in custody since 17.4.2021 and chargesheet has been submitted in the case.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case, the allegations in the F.I.R together with the petitioner having remained in custody for 11 months, the Court directs the petitioner to be enlarged on bail in connection with Simari P.S. Case no. 21 of 2021 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge -II -cum- Special Judge, Excise, Buxar.

(Partha Sarthy, J)

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