

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50531 of 2021

Arising Out of PS. Case No.-173 Year-2021 Thana- BUXAR District- Buxar

=====

MONU KUMAR Son of Late Ram Ladu Singh Resident of Village-
Koirpurwa, P.S.- Buxar (T), District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Adv.

For the Opposite Party/s : Mr. Surendra Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 09-05-2022 Heard Mr. Sanjay Kumar, learned counsel for the

petitioner and Mr. Surendra Kumar, learned Additional Public

Prosecutor for the State.

Petitioner seeks regular bail in connection with Buxar
(T) PS Case No. 173/2021 registered for the offence punishable
under Sections 30(a) of Bihar Prohibition & Excise Act.

On the basis of secret information, the police raided at
Koirparwa Mohalla at Buxar and upon seeing the police party
one person fled away. Local people disclosed his name as Monu
Kumar, i.e., the petitioner. 18.75 litres of illicit liquor was
recovered from the lane.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case on the basis of
disclosure of his name by the local residents and he has not
committed any offence in the manner alleged. He further
submits that no illicit liquor has been recovered from the
conscious possession of the petitioner or from the premises



belonging to him inasmuch as the illicit liquor has been recovered from a lane which is an open space accessible to all and sundry. Petitioner is in custody since 27.06.2021, charge-sheet has been submitted in the matter and there is no likelihood that the petitioner will abscond or tamper with the evidences.

Regards being had to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is in custody since 27.06.2021, charge-sheet has been submitted in the matter, there is no likelihood that the petitioner will abscond or tamper with the evidences and no illicit liquor has been recovered from the conscious possession of the petitioner or from the premises belonging to him, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, MONU KUMAR be released on bail on furnishing bail bond of Rs. 25,000/- (Twenty-five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise, Buxar in connection with Buxar (T) PS Case No. 173/2021.

(Anil Kumar Sinha, J)

perwez

U		T	
---	--	---	--

