

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.42501 of 2022**

Arising Out of PS. Case No.-27 Year-2022 Thana- RISIYAP District- Aurangabad

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SACHIN KUMAR Son of Mahendra Singh, Resident of Village - Manohari,  
P.S.- Tandwa, District - Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pramendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.Akshay Lal Pandit, APP.

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**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**

ORAL ORDER

2      29-08-2022                      Let the defects, as pointed out by the Office, be  
  
removed within a period of two weeks from today.

Heard learned counsel for the petitioner and learned  
APP for the state.

Petitioner seeks regular bail in connection with  
Risiyap P.S. Case No. 27 of 2022 alleged under Sections 30(a)  
of Bihar Prohibition and Excise Amendment Act, 2018.

As per the prosecution, total 65.7 litres of country  
made liquor were alleged to be recovered in this case.

Learned counsel for the petitioner submits that  
petitioner is innocent and has committed no offence. He has just  
taken lift on the motorcycle in good faith, when police stopped,  
the driver of the motorcycle stopped the motorcycle and fled  
away and petitioner was arrested from the place of occurrence.

Learned counsel for the petitioner further submits that charge sheet has already been filed in this case and petitioner is in custody since 23.03.2022 having clean antecedent.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of the case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty Thousand) with two sureties of the like amount each to the satisfaction of learned Addl. District & Sessions Judge-cum-Special Judge, Excise-II, Aurangabad in connection with Risiyap P.S. Case No. 27 of 2022, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

A. The petitioner shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall resulted into cancellation of his bail bond.

B. One of the bailor shall be close relative who shall file affidavit before the court about his relation with the petitioner.

C. The petitioner shall file an affidavit at the time of furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

**(Dr. Anshuman, J.)**

ravishankar/-

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