

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54748 of 2021

Arising Out of PS. Case No.-199 Year-2021 Thana- GOGRI District- Khagaria

Ranjit Yadav S/O Nagaeshwar Yadav R/O Village- Bahadurpur, P.S.- Gogri,
District- Khagaria

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bishweshwar Ram, Advocate

For the Opposite Party/s : Mr. Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 12-07-2022 Heard Mr. Bishweshwar Ram, learned counsel

appearing on behalf of the petitioner as well as learned

Additional Public Prosecutor.

Petitioner seeks bail in a case registered in

connection with Gogri P.S.Case No. 199 of 2021 for the

offences punishable under Sections 30(a) of the Bihar

Prohibition & Excise Act 2018.

As per the prosecution case, it is alleged on secret

information, police raided the house of the accused persons

and from the Basa of co-accused Govind Yadav, 153.750

liters foreign made liquor has been recovered. It is further

alleged that the name of the petitioner has been disclosed

by the labourers, who were working there.



It is submitted by the learned counsel for the petitioner that from perusal of the FIR, it appears that the petitioner was neither apprehended on the spot nor any incriminating material has been recovered from his conscious and constructive possession. It is further submitted that petitioner is resident of another village and only on suspicion his name has been implicated in this case. It is next submitted that petitioner is in custody since 11.07.2021 having man of fair antecedent.

On the other hand, learned counsel for the State opposed the bail application of the petitioner.

Having heard the rival contentions of the parties and taking into consideration the fact that nothing has been recovered from person and possession of this petitioner and moreover, the investigation of the crime has already been completed and the charge sheet has been submitted and petitioner is in custody since 11.07.2021, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II cum Special Judge, Excise Act, Khagaria



in connection with Gogri P.S.Case No. 199 of 2021 subject to the condition that one of the bailors will be the close relatives of the petitioner with further conditions which are as follows:-

(i) The petitioner will cooperate in conclusion of the trial.

(ii) He will remain present on each and every date of trial till disposal of the case.

(iii) He will not try to tamper with the evidence or intimidate the witnesses to delay the disposal of trial.

(iv) In the event of default of two consecutive dates without any cogent reason, his bail bonds will liable to be cancelled.

(Harish Kumar, J)

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