

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56244 of 2021

Arising Out of PS. Case No.-27 Year-2021 Thana- PANJWARA District- Banka

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Rahul Kumar Jha @ Rahul Jha, S/o Manoj Jha, R/o village- Koushalpur Kol
Bujurg, P.S.- Amarpur, District- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Jha, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 06-04-2022 Learned counsel for the petitioner undertakes to

remove all the defects as pointed out by office within two weeks

after start of normal functioning of the Court.

Heard learned counsel for the petitioner and Mr.
Kumar Ranjit Ranjan, learned A.P.P. for the State.

Petitioner in the present case is seeking regular bail in
connection with Panjwara P.S. Case No.27 of 2021 registered
for the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016. He is in custody since
20.03.2021. The petitioner has got one criminal antecedent in
which he is said to be on bail.

Learned counsel for the petitioner submits that, as per
the prosecution story, 14.250 liters of illicit liquor was recovered
from a bag which was being allegedly carried by this petitioner.



Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case merely on suspicion. Learned counsel submits that nothing has been recovered from the possession of the petitioner. It is submitted that the petitioner is in custody in connection with this case since 20.03.2021.

Learned APP for the State is present and has opposed the prayer for regular bail of the petitioner.

Having regard to the submission that allegedly 14.250 liters of illicit liquor has been recovered from a bag which was being allegedly carried by the petitioner, the seizure list witnesses are the police personnel, the petitioner has one criminal antecedent and has remained in custody in connection with this case since 20.03.2021, investigation against him is complete and his presence may be secured in course of trial, this Court directs that the petitioner above named be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand only) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II, Banka in connection with Special Excise Case No.214/2021, arising out of Panjwara P.S. Case No.27 of 2021, subject to the condition as laid down under Section 437 (3) Cr.P.C.



And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

