

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49553 of 2022

Arising Out of PS. Case No.-309 Year-2021 Thana- MOHANIYA District- Kaimur (Bhabua)

Ranjeet Kumar @ Kaidy @ Kaddy S/o Bijendra Yadav Resident of Village-
Kelhanpur, P.S.- Bihta, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhola Prasad, Advocate

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 28-09-2022 Heard learned counsel appearing on behalf of the peti-
tioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period of
four weeks from today.

The petitioner seeks bail in connection with Mohania P.S.
Case No. 309 of 2021 registered for the offence under Sections 467,
468, 471 and 420 of the Indian Penal Code and Sections 30(a),
36,41(i) of the Bihar Prohibition and Excise Act, 2018.

The accused/petitioner is named in the F.I.R. and is in cus-
tody since 08.02.2022.

The allegation against the petitioner is to be engaged in il-
legal trading/manufacturing of illicit liquor, where, there was recov-
ery of 1475.25 litres of illicit IMFL/country made liquor.

Learned counsel appearing on behalf of the petitioner sub-
mitted that the name of petitioner surfaced in present case on the
basis of disclosure made by apprehended driver. It is further submit-



ted that nothing surfaced/recovered during the course of investigation, which may connect petitioner, prima facie, with present set of recovery. While concluding the argument, it has been submitted that investigation of this case has been completed, where charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, as alleged recovery was not made from conscious physical possession of this petitioner coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, is directed to be released on bail in connection with Mohania P.S. Case No. 309 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 learned Additional Sessions Judge-IV cum Special Judge Excise, Kaimur at Bhabua/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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