

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50888 of 2022

Arising Out of PS. Case No.-400 Year-2020 Thana- DALSINGHSARAI District- Samastipur

Ujjawal Singh @ Ujjawal Kumar @ Ujjwal Singh S/o Raj Kishor Singh @
Raj Kishore Singh @ Bablu Singh, Resident of Village- Pagra, P.S.-
Dalsinghsarai, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mahendra Pratap, Advocate

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 14-10-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks regular bail in connection with
Dalsinghsarai P.S. Case No. 400 of 2020 lodged under Sections
420, 467, 468, 471 and 120(B) of the Indian Penal Code read
with Section 30(a) and 41(i) of Bihar Prohibition and Excise
Act, 2016.

As per the prosecution, total recovery of 630 liters of
foreign liquor is the subject matter in the present case.

Learned counsel for the petitioner submits that from
the seizure list, it transpires that alleged recovery was made

from a Tata Pick Up. Learned counsel further submits that petitioner is neither driver nor owner of the vehicle. He further submits that the name of the petitioner has figured in this case by virtue of the confessional statement made by co-accused Vikki Sab. He further submits that petitioner has clean antecedent and he is in custody since 24.05.2022.

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 Special Judge, Excise Court No.I, Samastipur in connection with Dalsinghsarai P.S. Case No. 400 of 2020, 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 be resulted into cancellation of his bail bond.

B. One of the bailors shall be close relative who shall

file an affidavit before the court about his relationship with the petitioner.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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