

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61765 of 2021

Arising Out of PS. Case No.-361 Year-2021 Thana- SAHEBGANJ District- Muzaffarpur

RAMA SHANKAR RAI Son of Angutha Rai @ Anutha Ray Resident of
Village - Madhopur Hazari, P.S.- Sahebganj, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pandey, Advocate

For the Opposite Party/s : Mrs. Asha Devi, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-01-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks regular bail in connection with
Sahebganj P.S. Case No. 361 of 2021 instituted for the offences
under Sections 272, 273 of the Indian Penal Code read with
Section 30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 24.08.2021, is a person with clean
antecedent and charge-sheet has been submitted.

Allegation is of recovery of 70 litre of liquor from the
place of occurrence and the accused fled away seeing the police
and the petitioner was identified by the local Chowkidar.

Learned counsel for the petitioner submits that



admittedly petitioner was not apprehended from the spot, as such, nothing was recovered from the possession of the petitioner and came to be identified by the local Chowkidar with whom he is on inimical term.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent, charge-sheet has been submitted and petitioner was not arrested from the spot, let the petitioner above named be released on bail on furnishing bail bond of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur in connection with Sahebganj P.S. Case No. 361 of 2021.

(Satyavrat Verma, J)

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