

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 57112 of 2022

Arising Out of PS. Case No.-402 Year-2021 Thana- SAKRA District- Muzaffarpur

Vikram Kumar @ Vikram Ray S/o Ashok Ray @ Ashok Rai Resident of
village- Kuleshra Dih, P.S.- Sakra, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hari Kishore Thakur, Adv.

For the Opposite Party/s : Mr. Suman Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 02-12-2022 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
Sakra P.S. Case No. 402 of 2021 lodged under Sections 414,
365, and 386 of the I.P.C. and Sections 30(a), 41, and 56(b) of
the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, total recovery of 521 liter
of wine has been made, which is subject matter of the present
case.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He further
submits that petitioner is in custody since 07.07.2022 having

one criminal case pending against him, in which he is on bail. Charge-sheet has already been filed in this case. Learned counsel for the petitioner submits that the said recovery has been made from the house of 2 persons and petitioner's name has not been figured in the said recovery. He submits that name of the petitioner has come by virtue of confessional statement only.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this 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 Exclusive Special Excise, Court-1, Muzaffarpur in connection with Sakra P.S. Case No. 402 of 2021, 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 affidavit before the court about his relationship with the petitioner.

C. The petitioner shall file an affidavit at the time of furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

ashishsingh/-

U		T	
---	--	---	--