

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68812 of 2021

Arising Out of PS. Case No.-340 Year-2021 Thana- RAMPUR District- Gaya

JAY KUMAR Son of Laddu Sahni Resident of Village - Bakhri Doha, P.S.-
Goroul, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 17-05-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 272, 273, 420 and 120B of the Indian Penal Code and sections 30(a), 33, 36 and 41(i) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 70 litres of spirit was recovered from the XUV vehicle wherein the petitioner was an occupant. It is further stated that the vehicle was acting as a liner to a truck wherein 1155 litres of spirit was recovered.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. No incriminating article as alleged has been recovered from possession of the petitioner or from the vehicle. He is in custody since 13.10.2021 and has no criminal antecedent.



Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the petitioner not having any criminal antecedent and period in custody being 7 months, the petitioner is directed to be enlarged on bail in connection with Rampur P.S. Case no. 340 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 the learned Additional Sessions Judge II – cum – Special Judge, Excise Act, Gaya.

(Partha Sarthy, J)

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