

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69197 of 2021**

Arising Out of PS. Case No.-295 Year-2018 Thana- BATHNAHA District- Sitamarhi

VIRENDRA KUMAR @ VIRENDRA RAI Son of Satyanarayan Ray
Resident of Village - Bhalha, P.s.- Bathnaha, Dist.- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Adv.
For the Opposite Party/s : Mr. Arun Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

2 17-02-2022 Heard learned counsel for the parties through video conferencing.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 272, 273 and 34 of the Indian Penal Code and section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 1620 litres of liquor was recovered from the bamboo clump behind the house of the petitioner.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. He has no concern either with the seized liquor nor with the bamboo clump from which the same was seized. He is in custody since 16.8.2021 and has no criminal antecedent. Chargesheet has been



submitted in the case. It is further submitted that a supplementary affidavit has been filed stating therein about the marriage of the daughter of the petitioner having been fixed for 19.2.2022.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner not having any criminal antecedent and having remained in custody for over 6 months, the Court directs the petitioner to be enlarged on bail in connection with Bathnaha P.S. Case no. 295 of 2018 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 A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi.

(Partha Sarthy, J)

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