

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57227 of 2022

Arising Out of PS. Case No.-120 Year-2022 Thana- NATWAR District- Rohtas

Chitrانjan Kumar S/o Jag Narayan Singh, R/o Village- Aliganj Tola, P.S.-
Suryapura, Distt- Rohtas (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Tiwary, Advocate

For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 19-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Let the defect (s), if any, as pointed out by the office
be removed within a period of four weeks.

In the present case, the petitioner seeks bail in
connection with Natwar P.S. Case No. 120 of 2022 registered
for the alleged offences under Section 30(a), 33, 36 of Bihar
Prohibition and Excise (Amendment) Act, 2018.

As per prosecution case, the police received secret
information about a car carrying illicit spirit from Buxar Line
Canal and a lady on Scooty leading that car. The said car and
the Scooty were intercepted by the police. Recovery of 200
liters of spirit was made from the said car. The petitioner along
with co-accused lady were apprehended whereas another co-



accused made his good escape.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner is not the owner of any of the vehicles and he has no concern with the allegedly recovered spirit. The petitioner is in custody since 28.07.2022 and charge-sheet has been submitted in this case. The petitioner has got no criminal history.

Learned APP opposes the prayer for bail.

Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the submission of charge-sheet and the period of custody of the petitioner along with his clean antecedent, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.2-cum-Additional District and Sessions Judge, Rohtas at Sasaram in connection with Natwar P.S. Case No. 120 of 2022, subject to the conditions mentioned in Section 437(3) of the Cr.P.C. and the following conditions:

- (i) One of the bailors will be a close relative of



the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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