

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5739 of 2023

Arising Out of PS. Case No.-13 Year-2022 Thana- MORO District- Darbhanga

CHANDAN KUMAR @ CHANDAN KUMAR SAH Son of Ram Pramod
Sah @ Pramod Sah, R/v- Khaparpura, P.O.- Araila, P.S.- Moro, District-
Darbhanga. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Saurav Anand

For the Opposite Party/s : Mr.Nagendra Prasad

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 29-04-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Moro P.S. Case No. 13 of 2022, registered for offence
punishable under Sections 420, 467, 468, 471/34 of the Indian
Penal Code and section 30 (a) of the Bihar Prohibition and
Excise Act.

As per allegation, the accused persons Vikash Kumar,
Suman Thakur, Mukund Mishra and Chandan Kumar
(petitioner), who were involved in illicit business of liquor, were
unloading a truck. On raid, co-accused Rajeev Kumar, Shrawan
Kumar and Awadhesh Kumar were arrested and 3585.280 litres
of illicit liquor was recovered from three vehicles.

The learned counsel for the petitioner has submitted
that the case of the petitioner is on exactly similar footing of co-



accused Vikash Kumar, who has been granted bail by a coordinate Bench of this Court in Cr. Misc. 44769 of 2022 and other accused persons have also been granted anticipatory bail.

Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise II, Darbhanga in connection with Moro P.S. Case No. 13 of 2022, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in future in the similar type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

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