

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3787 of 2023

Arising Out of PS. Case No.-104 Year-2022 Thana- PRATAPGANJ District- Supaul

Pradeep Ram @ Pramod Ram S/O Chhoti Ram, Resident of Village-
Bhavanipur North, P.S.- Pratapganj, District- Supaul

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 04-03-2023 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

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 Sessions Trial No. 477 of 2022 arising out of
Pratapganj P.S. Case No. 104 of 2022, registered for the alleged
offences under Sections 30(a) of Bihar Prohibition and Excise
(Amendment) Act, 2018.

As per prosecution case, police received secret
information about the petitioner and two other co-accused
persons hiding huge quantity of illicit liquor in some piece of
land. A raid was conducted and three persons escaped from the
place of occurrence. From the said place, 258 liters of Nepali



country made liquor along with two motorcycles were recovered.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case merely on saying of local chowkidar. Nothing incriminating has been recovered from the conscious possession of this petitioner. The petitioner was not apprehended from the spot. The petitioner is in custody since 19.08.2022 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 fact that petitioner was not apprehended from the spot and no recovery has been shown from his conscious possession and further considering the period of custody of the petitioner and his clean antecedent along with the submission of charge-sheet, 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 Special Judge, Excise Court No.2, Supaul in connection with Sessions Trial No. 477 of 2022 arising out of Pratapganj



P.S. Case No. 104 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 for 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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