

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35160 of 2023**

Arising Out of PS. Case No.-470 Year-2019 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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KUNAL KUMAR son of Ranjan Singh Village- Bari Aghu Mohan Aghu Ps-
Muffasil Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bipin Kumar
For the Opposite Party/s : Mr.Rana Randhir Singh

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-05-2023 Learned counsel for the petitioner is permitted to

remove defect (s), as pointed out by the office, if any, within a

period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant

of regular bail in connection with Muffasil P.S. Case No. 470 of

2019 dated 07.09.2019 registered for the offences punishable

under Sections 414 and 120B read with 34 of the Indian Penal

Code and u/s 30(a) and 41 of the Bihar Prohibition and Excise

Act.

As per the prosecution case, total 4370.190 litres of

illicit liquor has been recovered from a Pick-up van.



Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The name of the petitioner has sprung up in the confessional statement of the local people. The other co-accused person has already been granted bail by the Co-ordinate Bench *vide* order dated 11.12.2019 passed in Cr. Misc. No. 81099 of 2019. The petitioner is accused in 17 other criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 27.04.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Begusarai in connection with Muffasil P.S. Case No. 470 of 2019, with the conditions:-

1. The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable



cause, the bail bond of the petitioner is liable to be cancelled.

2. If the petitioner is found involved in similar nature of offence in future, his bail bond is liable to be cancelled.

The application stands allowed.

(Chandra Prakash Singh, J)

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