

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35271 of 2023

Arising Out of PS. Case No.-378 Year-2021 Thana- NAWADA District- Nawada

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TIRLOKI PRASAD Son of Roop Lal Mahto Resident of Village - Dharhara,
P.O.- Jhurjhuri, P.S.- Barkattha, District - Hazaribagh, Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vikas Ratan Bharti

For the Opposite Party/s : Mr.Manoj Kumar

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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 Nawada Town P.S. Case No.
378 of 2021 dated 02.04.2021. registered for the offences
punishable under Sections 33, 34 and 36 of the Bihar
Prohibition and Excise Act.

As per the prosecution case, Gopal Kumar died due to
consumption of spurious liquor. It is further alleged that he has
purchased the said liquor from some unknown person.



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 petitioner is not named in the FIR. The name of the petitioner has transpired on the basis of confessional statement of the co-accused Shushant Dhar. The petitioner is accused in 21 other criminal cases which are related to similar nature of offence as stated in para 3 of the bail petition. It is further stated that all the cases are filed in the same year of 2021. The petitioner is in custody since 18.01.2023.

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, Nawada in connection with Nawada Town P.S. Case No. 378 of 2021, with the condition :-

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.

The application stands allowed.

(Chandra Prakash Singh, J)

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