

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64466 of 2022

Arising Out of PS. Case No.-234 Year-2022 Thana- KOCHAS District- Rohtas

Suraj Kumar Verma Son Of Yogendra Prasad Verma R/O Vill.- Teghra, P.S.-
Bihiyan, Distt.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 70215 of 2022

Arising Out of PS. Case No.-234 Year-2022 Thana- KOCHAS District- Rohtas

Munna Kumar S/O Uday Narayan Singh R/O Village- Karakhiya, P.S- Tiyar,
District- Bhojpur, Bihar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 64466 of 2022)

For the Petitioner/s : Mr.Krishna Chandra

For the Opposite Party/s : Mr.Satyendra Narayan Singh

(In CRIMINAL MISCELLANEOUS No. 70215 of 2022)

For the Petitioner/s : Mr.Gopal Govind Mishra

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 06-01-2023 Heard Ld. counsel for the petitioners and Ld. APP

for the State.

The petitioners seek bail in connection with Kochas

P.S. Case No. 234 of 2022 , registered for the offences

punishable under Section 30(a) of the Bihar Prohibition and

Excise Act.



As per allegation, 253.840 litres liquor was recovered from a vehicle.

Ld. counsel for the petitioners submits that the petitioner are innocent and have falsely been implicated in this case. He further submits that nothing has been recovered from the conscious possession of the petitioner.

He further submits that the petitioners have been languishing in jail since 28.07.2022.

It has also been stated in paragraph no. 3 of the bail petition that the petitioners have earlier been made accused in one other case respectively.

It is also stated in paragraph no. 2 of the bail petition that the petitioners have not moved this Court earlier either for anticipatory bail or regular one.

However, Ld. APP for the State vehemently opposes the prayer of the petitioners for bail.

Considering the aforesaid facts and circumstances, this application is allowed, directing the petitioners, above-named, to be enlarged on bail on their furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) each with two



sureties of the like amount each to the satisfaction of Ld. Exclusive Spl. Excise Court No. 2 cum Additional District and Sessions Judge, Rohtas at Sasaram in connection with Kochas P.S. Case No. 234 of 2022 on the following conditions:

(i) The petitioners will make themselves available for interrogation by a police officer/court as and when required.

(ii) The petitioners will undertake that investigation/trial will not hamper on account of their absence or non-cooperation. They must be available to the police or the court whenever their presence is required.

(iii) The petitioners shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioners have criminal antecedents other than the disclosed one, Ld. court below shall cancel the bail



bonds of the petitioners after hearing them and getting satisfied that the petitioners have concealed their criminal antecedents despite their knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, Ld. court below shall cancel the bail bonds of the petitioners.

Ld. counsel for the petitioners is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

(Jitendra Kumar, J)

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