

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6558 of 2023

Arising Out of PS. Case No.-306 Year-2021 Thana- PIPRAKOTHI District- East Champaran

Vikram Singh @ Vikram Singh Rathore S/O Raju Singh R/O Village-
Radhika Kunj, P.S- Brij Vihar, Chander Nagar, District- Ghaziabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Advocate

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 28-02-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks regular bail in connection with
Piprakothi P.S. Case No. 306 of 2021 registered for the offences
punishable under Sections 272, 273/34 of the Indian Penal
Code and Section 30(a) of Bihar Prohibition and Excise Act.

As per the prosecution, the police personnel on secret
information seized the alleged vehicle, apprehended two persons
and recovered 1408.14 litres of foreign alcohol. Further this
petitioner's name transpired from the statement of apprehended
persons.

The main submissions advanced by the learned
counsel for the petitioner are that the alleged wine was seized
from a bus in which several passengers were traveling and



petitioner was not apprehended from the alleged bus and his name surfaced in the statement of apprehended co-accused Monu Kumar and co-accused persons namely, Amarjeet Mandal and Bhupesh Kumar @ Bipin Kumar Yadav have been granted regular bail by a co-ordinate bench of this court vide orders passed in Cr. Misc. No. 64032 of 2022 and Cr. Misc. No. 64037 of 2022 respectively and the petitioner has no connection with the seized wine and the petitioner has been languishing in jail since 03.09.2022 having one criminal antecedent.

Learned APP appearing for the State has opposed the bail prayer.

Considering the aforesaid facts and mainly the fact that the petitioner was not apprehended at the spot from the alleged vehicle from which the recovery of alleged wine was made and his name surfaced in the statements of apprehended co-accused persons and two co-accused persons named above are on bail, in the opinion of this court, the petitioner deserves to a lenient approach of this court. Accordingly, let the petitioner be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with Piprakothi P.S. Case No. 306 of 2021, **further on this condition**



that the bailors must be local residents within the jurisdiction of the trial court.

(Shailendra Singh, J)

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