

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11557 of 2024

Arising Out of PS. Case No.-385 Year-2021 Thana- NAWADA District- Nawada

Bipin Kumar @ Kamlesh Kumar @ Bipin Yadav @ Kamlesh Yadav S/O Isho
Yadav R/O Village- Gondapur, P.S- Nawada, Distt.- Nawada.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 19-04-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered
for the offence under Sections 33, 34 and 36 of the Bihar
Prohibition and Excise Act.

3. As per the prosecution case, son of the informant
died during course of treatment after consuming liquor.

4. Learned counsel for the petitioner submitted that
petitioner has falsely been implicated in this case. He next
submits that similarly situated co-accused persons have already
been granted bail by this Court passed in Cr. Misc. No. 8349 of
2024 and he is in custody since 17.01.2022.

5. Learned APP appearing for the State,



opposes the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the above named petitioner be directed to be released on bail *after framing of the charge* in connection with Nawada (Town) P.S. Case No.385 of 2021 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court Excise Act, Ist Nawada.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) days from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the above named petitioners shall be released on bail on furnishing bail bond with further condition that the petitioners have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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