

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9910 of 2024

Arising Out of PS. Case No.-214 Year-2023 Thana- KALUAHI District- Madhubani

Vikram Kumar Singh, aged about 35 years, Male Son of Ram Baran Singh,
Resident of Village- Jay Nagar, P.S.- Jay Nagar, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar, Advocate

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

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

ORAL ORDER

2 21-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Kaluahi PS Case No. 214 of 2023 instituted for the offences
punishable under Sections 272, 273/34 of the Indian Penal Code
and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 150 liters illicit
liquor has been recovered from three motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has
falsely been implicated in this case. It is further alleged that
from the motorcycle of the petitioner 54 liters Nepali country
made liquor has been recovered. Petitioner is the owner of the



seized Motorcycle.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR, seizure list and impugned order of the learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Madhubani dated 05.01.2024, it appears that 54 liters Nepali country made liquor has been recovered from the motorcycle of the petitioner. Petitioner is not arrested on the spot. Petitioner is in custody since 08.12.2023, accordingly the prayer for bail of the petitioner is allowed. Let the petitioner above named be released on bail ***after framing of charge*** on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II-cum Special Judge, Excise Act, Madhubani in connection with Kaluahi PS Case No. 214 of 2023.

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 petitioner shall be released on bail on above conditions and he shall be present physically on each and every date before the Trial Court till conclusion of the



proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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