

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50564 of 2024

Arising Out of PS. Case No.-40 Year-2024 Thana- KHAGARIA RAIL P.S. District- Khagaria

Sumant Kumar, aged about 32 years, Male, Son Of Rajaram Prasad Yadav
Village- Hira Tola Ward No 01 Raghunathpur Barari, Ps- Sahebpur Kamal
District- Begusarai State- Biharpin 851217.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ranjit Jha, Advocate

For the Opposite Party : Mr. Bharat Bhushan, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 16-07-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Khagaria Rail P.S Case No. 40 of 2024 dated 16.04.2024 registered for the offences punishable u/ss 353 and 307 read with Section 34 of the IPC, Section 27 of the Arms Act, 141 Railway Act 1959 and Section 30(a) and 45 of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 106.2 litres of illicit foreign liquor was recovered from the bag.

4. 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 has no concern with the alleged recovery. The petitioner has two criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 18.04.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. 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, Khagaria in connection with Khagaria Rail P.S Case No. 40 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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