

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49013 of 2024

Arising Out of PS. Case No.-502 Year-2021 Thana- MAHUA District- Vaishali

Sumit Kumar @ Chandan Singh Son of Umesh Singh Resident of Vill-
Mahua Singh Rai, P.S.- Mahua, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikramadit Mr.

For the Opposite Party/s : Mr. Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 05-07-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Section 414 of the Indian Penal Code
read with Sections 30(a), 32(ii), 38(ii) and 41(i) of the Bihar
Excise Act.
3. Learned counsel for the petitioner submits that the
petitioner has antecedent of 18 cases and allegation is of
recovery of 1593.705 liters of liquor from a truck and a pick up
van.
4. Learned counsel for the petitioner submits that the
petitioner was not apprehended from the spot as such nothing
was recovered from his conscious possession and during the
course of investigation, he was arrested. It is next submitted that
petitioner is neither the owner nor the driver of the seized
vehicle and he came to be implicated at the instance of



Chowkidar with whom he is on an inimical term. It is also submitted that in majority of the cases police is implicating accused persons either at the instance of *Chowkidar* or local person. It is also submitted that it appears that police, in order to save the real culprits, falsely implicated the petitioner taking advantage of his antecedents through the *Chowkidar*. It is further submitted that petitioner is languishing in judicial custody since 24.05.2024.

5. Learned A.P.P. for the State opposes the prayer for regular bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, be released on regular bail on furnishing bail bonds of Rs. 50,000/- (Rupees Fifty Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Mahua P.S. Case No. 502 of 2021.

(Satyavrat Verma, J)

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