

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1789 of 2024

Arising Out of PS. Case No.-921 Year-2023 Thana- Excise P.S. District- Lakhisarai

VIRENDRA KEWAT SON OF SURESH KEWAT RESIDENT OF VILLAGE
- DIGHA, P.S. - AMHARA, DISTRICT - LAKHISARAI

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh

For the Opposite Party/s : Mrs.Pronoti Singh

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 25-01-2024 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

2. The petitioner seeks bail in connection with

Excise P.S. Case No. 921C2 of 2023 registered for the

offences punishable under Section 37 of Bihar Prohibition

and Excise (Amendment) Act, 2022.

3. As per prosecution case, petitioner is said to

have apprehended on the spot and on the basis of breath

analysis test it has been detected that petitioner consumed

alcohol/liquor.

4. Learned counsel for the petitioner submits that

petitioner is quite innocent and has not committed any



offence as alleged in the FIR. Petitioner is in custody since 18.11.2023. Petitioner bears criminal antecedent of one case. Petitioner has been apprehended on the spot on the basis of suspicion only. Except suspicion, there is nothing on record to connect the present petitioner with the alleged occurrence.

5. The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case, period of custody, argument advanced on behalf of both sides and also taking into consideration the material available on record, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-V-cum-Exclusive Special Court-02, Lakhisarai in connection with Excise P.S. Case No. 921C2 of 2023, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has



sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Alok Kumar Pandey, J)

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