

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88331 of 2024

Arising Out of PS. Case No.-14 Year-2008 Thana- BUNIYAD GANJ District- Gaya

Umesh Kumar @ Babloo Seth Tanti @ Umesh Prasad Son of Ram Prasad
Saw Resident of village- Manpur Pehani Kolhaypatti, PS- Buniyadganj,
District- Gaya, State- Bihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Karandeep Kumar

For the Opposite Party/s : Mr.Chandra Bhushan Prasad

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

ORAL ORDER

2 15-02-2025 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 Buniyadganj P.S. Case No. 14/2008 dated 07.03.2008 registered for the offences punishable u/s 30(7), 47(a), 48 of the Bihar Prohibition and Excise Act and Sections 2(E), 3, 5(B) and 18 of the Mahua Flowers Act.

3. As per the prosecution case, total 15 litres of illicit country-made liquor was recovered from house of the petitioner.

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. Learned counsel has submitted that it is first misuse of privilege of bail granted to the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 20.10.2024.

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, Gaya in connection with Buniyadganj P.S. Case No. 14/2008 with the condition:-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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