

In the Court of Additional Sessions Judge-II- Banka
Special Excise- 336/2020
Panjwara P.S. Case no.-46/2020

Vishnu Kumar and others vs State of Bihar.

22.09.2020

This bail petition is filed on behalf of the accused Mahesh Thakur , who is in custody since 18.09.2020, in connection with Panjwara P.S. case no.-46/2020 under section 439 Cr.P.C.

The case of the prosecution in short is that on routine patrolling and in that process when he reached Basauni more he received a secret message and to verify the same he went to panjwara-barahat main road and started to check vehicles and in the meantime one motorcycle on which tow persons were sitting. That the motorcycle was stopped and on enquiry the persons told their names as Bishnu Kumar and Vikash Kumar. That on search altogether 11.250 litres of illicit liquor was recovered from the possession of these accused persons.

Heard the learned Defence counsel as well as the learned Spl.P.P. for the State.

Learned Counsel for the petitioner has submitted that the petitioner is innocent and is falsely implicated in this case. It is further stated that petitioner has no criminal antecedent. It is further stated that nothing has been recovered from the possession of the vehicle owner (present petitioner) .

On the other hand, Learned Spl. P.P. opposed the bail petition.

In the facts and circumstances of the case, and also keeping in mind that the alleged occurrence was committed without the knowledge and consent of the petitioner, this bail application is allowed on furnishing bail bond of Rs. 10,000 with two sureties of like amount.

Dictated

Additional District Judge-II

Banka

Date- 22.09.2020