

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29031 of 2021**

Arising Out of PS. Case No.-15 Year-2021 Thana- DUMARIAGHAT District- East
Champaran

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BHOLA KUMAR Son of Harendra Rai Resident of Village - Sitalpur Pakh,
P.S.- Baikurdhpur, Distt.- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Adv.
For the Opposite Party/s : Mr. Jai Narain Thakur, APP

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**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

2 10-12-2021 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 272, 273 and
34 of the Indian Penal Code and section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

As per the prosecution case, about 841 litres of
IMFL was recovered from the vehicle of which it is stated that
the petitioner was the driver.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered either from his
possession or from his vehicle. He has been falsely implicated
in the case. The petitioner is in custody since 9.2.2021 and has



no criminal antecedent. Chargesheet has been submitted in the case.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the petitioner not having any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Dumariyaghat P.S. Case no. 15 of 2021 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge cum Special Judge, Excise, Motihari, East Champaran.

(Partha Sarthy, J)

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