

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36292 of 2021

Arising Out of PS. Case No.-23 Year-2021 Thana- KANHAULI District- Sitamarhi

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JITENDRA KUMAR @ JITENDRA RAI @ BHADAR RAI Son of
Nagendra Rai Resident of Village - Madanpur, P.S.- Dumra, District -
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Virendra Kumar
For the Opposite Party/s : Mr.Shailendra Kumar

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 14-12-2021 Heard the learned counsel for the petitioner
and the learned APP for the State.

The petitioner seeks regular bail in
connection with Kanhauli P.S.Case No. 23/2021,
registered for the offence punishable under
Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

The allegation is regarding recovery of 186
liters of illicit liquor from a tempo.

The learned counsel for the petitioner has
submitted that the petitioner is innocent, he has
been falsely implicated in the present case, he is



having a clean antecedent and he is languishing in custody since 15.2.2021. The learned counsel for the petitioner has further submitted that the petitioner is not the owner of the tempo in question.

Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the fact that the petitioner is not the owner of the tempo in question and he is languishing in custody since 15.2.2021, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned ADJ II cum Special Judge, Excise Act, Sitamarhi in connection with Kanhauli



P.S.Case No. 23/2021.

(Mohit Kumar Shah, J)

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