

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34197 of 2021

Arising Out of PS. Case No.-102 Year-2021 Thana- BAUSI District- Purnia

MD MUSTAQEEM S/o Late Md. Muslim Resident of Village- Kadwa Toli,
P.S.- Baisi, Distt- Purnea (Owner- Cum- Driver of Mahindra (Supro) bearing
Regd. No. BR11PB/3725)/

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar Singh, Advocate

For the Opposite Party/s : Mr.Amit Kumar Rakesh, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 13-12-2021 Heard the learned counsel appearing for the petitioner
and learned A.P.P. appearing for the State.

The petitioner seeks regular bail in connection with
Special Excise Case No. 294 of 2021 arising out of Baisi P.S.
Case No. 102 of 2021 for the offences punishable under
Sections 272 and 273 of the Indian Penal Code and Sections
30(a), 41 and 47 of the Bihar Prohibition and Excise
(Amendment) Act, 2016.

The allegation is regarding recovery of 151.5 litres of
illicit liquor from the vehicle of the petitioner.

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



present case, is having a clean antecedent and he is languishing in custody since 27.03.2021.

Per contra, the learned APP appearing 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 period of incarceration of the petitioner herein, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to be released on bail upon him furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (Excise), Purnea in connection with Special Excise Case No. 294 of 2021 arising out of Baisi P.S. Case No. 102 of 2021.

(Mohit Kumar Shah, J)

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