

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39338 of 2021**

Arising Out of PS. Case No.-52 Year-2021 Thana- DAGARUA District- Purnia

=====

LALAN KUMAR Son of Awadhesh Prasad Modi Resident of Village-
Lokahi, P.S.- Barhara Kothi, Distt- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh
For the Opposite Party/s : Mr.Mukeshwar Dayal

=====

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 25-10-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 272, 273/34 of the Indian Penal Code and under Section 30 (a) of the Bihar Prohibition & Excise Act.

As per the prosecution case, 231.42 liters of foreign liquor has been recovered from a Safari vehicle in which this petitioner was found sitting.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner is neither driver nor owner of the vehicle in question and he was simply a co-



passenger. Petitioner claims clean antecedent and is in custody since 20.02.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Purnea in connection with Dagaruwa PS case No. 52/2021 (Excise Case No. 145/2021).

(Prabhat Kumar Singh, J)

BKS/-

U		T	
---	--	---	--

