

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43650 of 2021

Arising Out of PS. Case No.-362 Year-2020 Thana- RUPASPUR District- Patna

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SUNNY KUMAR S/O BINOD SINGH R/O RUPASPUR BHATTA PAR,
P.S- RUPASPUR, DISTRICT-PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subodh Kumar, Advocate

For the Opposite Party/s : Ms.Meena Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 15-12-2021 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Special Case No. 6305 of 2020 arising out of Rupaspur P.S.
Case No. 362 of 2020 for the offence registered under Section
30(a) of the Bihar Prohibition and Excise Act.

The allegation is regarding recovery of 2224.930
litres of illicit liquor from the room of a house situated on the
government land.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the
present case and he is languishing in custody since 13.04.2021.
The learned counsel for the petitioner has further submitted by
referring to paragraph no. 8 of the present petition that he has



got no concern with the alleged room/house in question from which the illicit liquor has been recovered.

Per contra, the learned counsel 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 apart from the fact that no illicit liquor has been recovered either from the conscious possession of the petitioner or from his house, 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 on 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, Patna in connection with Special Case No. 6305 of 2020 arising out of Rupaspur P.S. Case No. 362 of 2020.

(Mohit Kumar Shah, J)

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