

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62287 of 2021

Arising Out of PS. Case No.-348 Year-2019 Thana- JOKIHAT District- Araria

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MASIH @ MD. MASSI Son of Ashfaque Resident of Village - Matiary, P.S. -
Jokihat, District - Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kumar Kaushlendra
For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 20-12-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

As per the prosecution case, 146 bottles of cough
syrup was recovered from the motorcycle of co-accused who
disclosed the name of the petitioner.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. No incriminating material has been recovered from the
conscious possession of the petitioner and he is no way
concerned with the alleged recovery. Petitioner is in custody
since 1.5.2021. Investigation is complete.

Learned counsel appearing for the State opposes the



prayer for bail and submits that the petitioner has got identical criminal antecedent.

Considering the rival submissions of the parties, 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 the court concerned in Special Case No. 1183 of 2019 Jokihat Mahalgaon Police Station Case No. 348 of 2019, **once the charge is framed in the case.**

(Prabhat Kumar Singh, J)

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