

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6253 of 2022

Arising Out of PS. Case No.-77 Year-2020 Thana- PUSA District- Samastipur

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ABHIJEET KUMAR S/o Vindeshwar Singh R/o Village- Dhobgama, P.S.
Pusa, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Aprajita

For the Opposite Party/s : Ms. Veena Rani Prasad

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 25-05-2022 Heard the parties.

Petitioner seeks regular bail in connection with Pusa
PS Case No. 77/2020 registered for the offence punishable
under Sections 30(a) of Bihar Prohibition & Excise Act.

25 Cartons of illicit liquor has been recovered from
the pickup van of the petitioner and further 102 Cartons of illicit
liquor was recovered from a husk house of the co-accused,
namely, Rajiv Thakur.

Learned counsel for the petitioner submits that the
petitioner's name has transpired in this case as he happens to be
the owner of the said pickup van and he has not committed any
offence in the manner alleged. Learned counsel next submits
that no illicit liquor has been recovered from the conscious
possession of the petitioner and he plies his vehicle through its
driver on hire basis and he was not aware about the illicit liquor
being kept therein. Next submission is that the petitioner having



clean antecedent is in custody since 21.10.2021, the charge-sheet has already been submitted and there is no likelihood that the petitioner will abscond or tamper with the evidences.

Regards being had to the submissions made by the parties and taking into consideration the material on record and the fact that no illicit liquor has been recovered from the conscious possession of the petitioner, he plies his vehicle through its driver on hire basis and he was not aware about the illicit liquor being kept therein, the petitioner having clean antecedent is in custody since 21.10.2021, the charge-sheet has already been submitted and there is no likelihood that the petitioner will abscond or tamper with the evidences, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Excise, Samastipur in connection with Pusa PS Case No. 77/2020.

(Anil Kumar Sinha, J)

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