

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15297 of 2022

Arising Out of PS. Case No.-176 Year-2021 Thana- MOHIUDDIN NAGAR District-
Samastipur

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Md Chand, Son Of Late Md. Naim Resident Of Village - Madudabad, P.S.-
Mohiuddin Nagar, Distt.- Samstipur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad- Advocate
For the Opposite Party/s : Mr. Rabindra Kumar- A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-04-2022 The learned counsel for the petitioner is permitted to
make rectification in Para-1 of the bail application by Tuesday.

Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The petitioner seeks bail in a case registered for the
offences punishable under Sections 272, 273 of the Indian Penal
Code and Section 30(A)/ 34 of the Excise Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 22.01.2022, he is a person with
clean antecedent and charge-sheet has been submitted in this
case.

Allegation is of recovery of 300 litre of liquor from a
Bolero vehicle.



The learned counsel for the petitioner submits that petitioner was not arrested from the spot and he is neither the owner, nor the driver of the vehicle rather his name transpired based on suspicion without any basis.

Learned A.P.P. opposes the bail application.

Considering the fact that the petitioner is in custody, he is a person with clean antecedent, charge-sheet has been submitted in this case and was not arrested from the spot, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Mohiuddin P. S. Case No.176 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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