

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40603 of 2021

Arising Out of PS. Case No.-103 Year-2021 Thana- BAISI District- Purnia

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ARSHAD @ MD. ASHAD Son of Md. Tayaib @ Teyab Resident of Village-
Hariabara, P.S. - Araria, District - Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Kumar, Adv.

For the Opposite Party/s : Mr.Suresh Prasad Singh(App)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 03-01-2022 Heard the learned counsel for the petitioner and

the learned APP for the State.

The petitioner seeks regular bail in connection with Baisi PS case no. 103 of 2021 instituted for the offences punishable under Sections 272, 273 of Indian Penal Code and 30(a), 41, 47 of Bihar Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 107.625 liters of illicit foreign liquor from a scorpio vehicle and the petitioner is stated to be the driver of the said vehicle.

The learned counsel for the petitioner has submitted that the petitioner is innocent, has been falsely implicated in the present case, is having a clean antecedent and is languishing in custody since 27.03.2021.

Per contra, the learned A.P.P. 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 parties and taking into account the materials available on record as also considering the period of incarceration of the petitioner herein, I deem it fit and proper to admit the petitioner to the privilege of bail. Accordingly, the abovenamed petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned court of Special Judge, Excise, Purnea in connection with Baisi PS case no. 103 of 2021.

(Mohit Kumar Shah, J)

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