

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46430 of 2021**

Arising Out of PS. Case No.-289 Year-2021 Thana- KISHANGANJ District- Kishanganj

ABHIJEET RAI S/o VIJAY RAI R/o-ISLAMPUR, P.S.-ISLAMPUR IN THE
DISTRICT OF UTTAR DINAJPUR (W.B.).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate
For the Opposite Party/s : Mr. Murli Dhar, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

2 03-02-2022 Heard learned counsel for the parties through video conferencing.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 272 and 273 of the Indian Penal Code and sections 30(a), 41 and 47 of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 148.5 litres of IMFL was recovered from a car being driven by this petitioner.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. No incriminating article has been recovered from his possession or his car. The petitioner is in custody since 13.6.2021 and has no criminal antecedent. Charge sheet has been submitted in the case.



Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case specially the petitioner not having any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Special Case no. 195 of 2021 (arising out of Kishanganj P.S. Case no. 289 of 2021) on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge II-cum-Special Judge (Excise), Kishanganj.

(Partha Sarthy, J)

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