

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49231 of 2021

Arising Out of PS. Case No.-300 Year-2021 Thana- BAGHA District- West Champaran

HAPPY KUMAR S/o Kamalkishor Sah Resident of Village- Basghat Parsauni, P.S.- Bagha (Bhairoganj), District- West Champaran, presently residing at Village- Mehura, Kadamwa Tola, P.S.- bagaha (Bhairoganj), District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Tarkeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 21-02-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 30(a) and 34(b) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 1.62 litres of liquor, two packets of salmon tablets and chemicals used for preparation of liquor is said to have been recovered from the possession of the 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 the petitioner's possession who is in custody since 11.6.2021 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 including the petitioner not having any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Bagha (Bhairoganj) P.S. Case no. 300 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 Special Judge, Excise, Bettiah, West Champaran.

(Partha Sarthy, J)

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