

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53498 of 2021

Arising Out of PS. Case No.-159 Year-2021 Thana- MOHAMMADPUR District- Gopalganj

ABHINAV KUMAR @ ABHINAY KUMAR SINGH @ ABHINAY
KUMAR Son of Ramakant Singh Resident of Village- Galimpur, P.S.-
Vishambharpur, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Sanjana, Advocate

For the Opposite Party/s : Ms. Suman Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 30-03-2022

Heard learned counsel for the parties.

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

As per the prosecution case, 349.2 litres of liquor
was recovered from the vehicle in question and the petitioner
was taken into custody.

It is submitted by learned counsel for the petitioner
that no incriminating article was recovered from his possession.
He has no concern with the seized liquor, the vehicle from
which it was allegedly seized or with the driver of the said
vehicle who escaped. The petitioner was arrested under a
misunderstanding and has been falsely implicated in the case
because of his antecedent. The petitioner is in custody since



3.8.2021.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner having remained in custody for over 7 months, the petitioner is directed to be enlarged on bail in connection with Mohammadpur P.S. Case no. 159 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 Sessions Judge II – cum – Special Judge, Excise Act, Gopalganj.

(Partha Sarthy, J)

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