

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54913 of 2021

Arising Out of PS. Case No.-31 Year-2021 Thana- BANDHUWA KURAWA District- Banka

ABHISHEK SINGH Son of Diwakar Singh Resident of Village- Rajpur, P.S.-
Amarpur, District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 04-04-2022 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), 32 and 41(1) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 96 litres of liquor was recovered from a tempo wherein the petitioner was also one of the occupants.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. He was merely a passenger. The petitioner is in custody since 6.7.2021 and has no criminal antecedent. He has no concern either with the seized liquor nor with the tempo / vehicle in question.

Heard learned APP for the State.



Having heard learned counsel for the parties and taking into consideration the facts of the case, the petitioner not having any criminal antecedent and having remained in custody for 9 months, the petitioner is directed to be enlarged on bail in connection with Special Excise Case no. 494 of 2021 (arising out of Bandhua Kuraba P.S. Case no.31 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, Banka.

(Partha Sarthy, J)

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