

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 57526 of 2021

Arising Out of PS. Case No.-419 Year-2021 Thana- BARACHATTI District- Gaya

Vishun Kumar @ Vishnu Kumar, aged about 21 years, Male Son of Ashok Kumar Sahni, Resident of Village- Rosara, P.S.- Rosara, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 12-05-2022 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, 2133.720 litres of foreign liquor was recovered from the truck and the petitioner was taken into custody.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case only for the reason that he happens to be the *khalasi* of the truck. No incriminating article has been recovered from his possession. He is in custody since 16.07.2021 and has no any criminal antecedent.

Heard learned APP for the State.



Having heard learned counsel for the parties and taking into consideration the petitioner having remained in custody for nine months, not having any criminal antecedent and investigation in the case having concluded, the Court directs the petitioner to be enlarged on bail in connection with Barachatti P.S. Case no. 419 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, Gaya.

(Partha Sarthy, J)

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