

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58645 of 2021

Arising Out of PS. Case No.-425 Year-2021 Thana- MASHRAK District- Saran

PAWAN KUMAR S/O BHOLA PRASAD @ BHOLA SAH R/o village- Arna
(Muslim Tolla), P.S.- Mashrakh, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pritish Ranjan, Adv.

For the Opposite Party/s : Mr. Gauri Shankar Gupta, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 05-05-2022 Heard Mr. Pritish Ranjan, learned counsel for the

petitioner and Mr. Gauri Shankar Gupta, learned Additional

Public Prosecutor for the State.

Petitioner seeks regular bail in connection with
Mashrakh PS Case No. 425/2021 registered for the offence
punishable under Sections 30, 30(a) 38 and 41 of Bihar
Prohibition & Excise Act 2016.

As per First Information Report, the police on the
basis of secret information that one loaded truck with illicit
liquor was to arrive at Gopalganj, proceeded towards the place
of occurrence i.e., Village, Bangra and saw that one truck along
with four motorcycles were standing near Singh Line Hotel and
some people were standing there. Upon seeing the police
party accused persons tried to flee away. However, five



accused persons were arrested by the police while two persons succeeded in fleeing away. The police recovered 8000 litres of illicit liquor from the said truck.

Learned counsel for the petitioner submits that the petitioner has got no criminal antecedent of similar nature of offence and he has falsely been implicated in this case mainly because he had visited the line Hotel for taking some food. He next submits that the petitioner is neither the owner nor the driver of the said truck as well as that of motorcycles and he is in custody since 13.08.2021. Learned counsel also submits that the charge-sheet has been submitted in the matter.

Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner has got no criminal antecedent of similar nature of offence, the petitioner is neither the owner nor the driver of the said truck as well as that of motorcycles, he is in custody since 13.08.2021 and the charge-sheet has been submitted in the matter, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, PAWAN KUMAR be released on bail on furnishing bail bond of Rs. 25,000/- (Twenty-five thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-



cum-Special Judge, Excise, Saran in connection with Mashrakh
PS Case No. 425/2021.

(Anil Kumar Sinha, J)

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