

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53033 of 2022

Arising Out of PS. Case No.-116 Year-2022 Thana- ASHOK PAPER MILL District-
Darbhanga

=====

Safidur Khan @ Safudul Khan @ Shafidur Khan Son of Late Subhan Khan
R/O Village- Ratanpura, P.S.- Ashok Paper Mill (A.P.M.), District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.Manish Kumar No 13, Advocate
	:	Mr. Rohit Kumar, Advocate
For the Opposite Party/s	:	Mr.Sanjay Kumar Pandey, APP

=====

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 17-10-2022 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period of

four weeks from today.

The petitioner seeks bail in connection with Ashok
Paper Mill (A.P.M.) P.S. Case No. 116 of 2022 registered for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act, 2018.

The accused/petitioner is named in the F.I.R. and is in
custody since 16.07.2022.

The allegation against the petitioner is to be engaged in
illegal trading/manufacturing of illicit liquor, where, there was
recovery of 253.500 litres of illicit IMFL/country made liquor.

Learned counsel appearing on behalf of the petitioner



submitted that the recovery of illicit liquor was made from an open place/field belongs to one Arun Pandit, where petitioner is not connected in any manner. It is further submitted that seizure list appears disputed being not supported by independent witnesses, rather by home guard personnels. While concluding the argument, it has been submitted that investigation of this case has been completed, where charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, as recovery of illicit liquor was made from an open field coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, is directed to be released on bail in connection with Ashok Paper Mill (A.P.M.) P.S. Case No. 116 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge-I (Excise Act), Darbhanga/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

Archana/-

U		T	
---	--	---	--

