

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55571 of 2022

Arising Out of PS. Case No.-242 Year-2022 Thana- UDAKISHUNGANJ District-
Madhepura

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Sonu Kumar son of Late Subodh Yadav Resident of village- Barateni, Ward
no.-06, P.S.- Udakishunganj, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar, Adv.

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 02-12-2022 Let the defect(s), if any, be removed within two
weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks regular bail in connection with
Udakishuganj P.S. Case No. 242 of 2022 lodged under Section
30(a) of the Bihar Prohibition and Excise (Amendment) Act,
2018.

As per the prosecution case, total recovery of 59 liter
wine has been made, which is subject matter of the present case.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He submits
that the petitioner was arrested with a motorcycle on which the

alleged liquor was kept in a bag. Learned counsel for the petitioner submits that the said motorcycle is of petitioner's relative which he had taken from them for some work. He further submits that petitioner is in custody since 23.07.2022 having one criminal case pending against him, in which he is on bail and it is other than excise matter.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Session Judge, Vth – cum -Special Judge, Excise Act 1st, Madhepura in connection with Udakishuganj P.S. Case No. 242 of 2022, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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