

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56821 of 2022

Arising Out of PS. Case No.-128 Year-2022 Thana- KOCHAS District- Rohtas

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Sunny Kumar @ Sani Kumar Son of Sri Mahendra Pandey Resident of
Salimpur Ahara, Gali No.2, P.S.- Phulwarisharif, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Krishna Jha, Adv.

For the Opposite Party/s : Ms. Sucheta Yadav, 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
Kochas (Parsthaua O.P.) P.S. Case No. 128 of 2022, lodged
under Sections 30(a) of the Bihar Prohibition and Excise
(Amendment) Act, 2018.

As per prosecution case, the total recovery of 190.080
liter of foreign liquor 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 also
submits that petitioner has taken lift in the Maruti Car, on which

said wine was recovered and he was completely unaware. He further submits that antecedent of the petitioner is clean and he is in custody since 26.04.2022 and charge-sheet has already been filed in this case.

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 Court of Exclusive Special Excise Court No. 2-cum-Additional District and Sessions Judge, Rohtas at Sasaram in connection with Kochas (Parsathaua O.P.) P.S. Case No. 128 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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