

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68841 of 2021

Arising Out of PS. Case No.-174 Year-2021 Thana- HASANPUR District- Samastipur

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SUJIT KUMAR Son of Gajendra Mahto Resident of Village- Mauji, P.S.-
Hasanpur, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra

For the Opposite Party/s : Mr.Veena Rani Prasad

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-05-2022 Heard the parties.

Petitioner seeks regular bail in connection with
Hasanpur PS Case No. 174 / 2021 registered for the offence
under Section 30(a) of the Bihar Prohibition and Excise
Amendment Act 2018.

888.555 liters of illicit foreign liquor has been
recovered from the *Hywa* owned by the petitioner.

Learned counsel for the petitioner submits that
petitioner has been made accused merely because he happens
to the owner of the *Hywa*. The petitioner was not present at the
place of occurrence. At the time of occurrence the *Hywa* was
being plied by its driver and the petitioner was not aware
about the fact that driver has kept illicit liquor in the *same*.
The petitioner is in custody since 27-8-2021 and charge



sheet has already been submitted .

Regard being had to the submissions made by the parties, taking into consideration the material on record, the fact that petitioner has got no criminal antecedent, he is in custody since 27/8/2021, charge sheet has already been submitted and there is no likelihood that petitioner will abscond or tamper with the evidence and as such, I am inclined to grant regular bail to the petitioner.

Let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 20000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge II cum Special Judge, Excise, Samastipur in connection with Hasanpur PS Case No. 174 / 2021.

(Anil Kumar Sinha, J)

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