

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64671 of 2022

Arising Out of PS. Case No.-547 Year-2022 Thana- DAUDNAGAR District- Aurangabad

Uday Gupta @ Uday Kumar Gupta S/O Surajmal Sah R/V- Dehri-On-Sone,
P.S.- Dehri-On-Sone, District- Rohtas (Bihar)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamlendra Pd. Singh
For the Opposite Party/s : Mr.Humayou Ahmad Khan

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-12-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 30(a),
32, 36, 41 of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 800 litres
of illicit spirit from the building of transport agency. One
person was apprehended from spot who disclosed his name
as Md. Ahmed. Apprehended person disclosed the name of
petitioner.

Learned counsel appearing on behalf of the
petitioner has submitted that the petitioner is innocent and



has committed no offence. Petitioner has no concern with the alleged recovery and due to business rivalry the name of petitioner has sprang up in this case. The petitioner is an old man and he is suffering from heart ailment since long and he never used to go anywhere. The name of the petitioner has been disclosed in this case by apprehended co-accused person. Neither the petitioner was arrested nor any incriminating article has been recovered from his possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Daudnagar P.S. Case no. 547 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of



learned Special Judge Excise IInd, Aurangabad, Bihar
subject to the conditions as laid down under section 438(2)
of the Cr.P.C.

(Sunil Kumar Panwar, J)

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