

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64797 of 2022

Arising Out of PS. Case No.-441 Year-2022 Thana- NAUTAN District- West Champaran

Imteyaz Alam S/O Sajjad Alam @ Shahjad Alam Resident of village-
Harsidhi, P.S.- Harsidhi, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Anant Kumar 1, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 09-12-2022 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State
through virtual Court proceedings.

Let the defect(s), if any, be removed within a period of
four weeks from today.

The petitioner seeks bail in connection with Nautan P.S.
Case No. 441 of 2022 registered for the offence under Sections 30(a)
of the Bihar Prohibition and Excise Act, 2018 and under Section 414
of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 19.08.2022.

The allegation against the petitioner is to be engaged in
illegal trading/manufacturing of illicit liquor, where, there is recovery
of 13.320 litres of IMFL/country made liquor from the alleged
vehicle.



Learned counsel appearing on behalf of the petitioner submitted that the alleged recovery of illicit liquor was made from the dicky of the motorcycle, where nothing surfaced during the course of investigation, which may suggest that petitioner was under knowledge to carry said liquor. While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation has been completed, for which, 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 petitioner is in custody since 19.08.2022 coupled with the fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Nautan P.S. Case No. 441 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, Excise, West Champaran, Bettiah/concerned court, subject to the conditions as mentioned under Section 437 (3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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