

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4122 of 2023

Arising Out of PS. Case No.-443 Year-2021 Thana- GARDANIBAG District- Patna

SANJAY RAM Son of Late Durga Ram R/o Yarpur Ambedkar Colony below
Bhikhari Thakur Pool, P.S- Gardanibagh, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Jiban Pd. Singh
For the Opposite Party/s : Mr.Khurshid Anwar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 30(a), 36 of
the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of total 83.520
liters illicit foreign liquor from a room which allegedly belongs
to the petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been implicated in this present case on
the basis of suspicion. Petitioner has no concern with the alleged
recovery of illicit liquor and nothing incriminating article has
been recovered from his conscious or constructive possession. It



is further submitted that the seizure list has not been prepared according to law. A statement has been made in para-3 of the petition that the petitioner has got no criminal antecedent. Moreover the petitioner is languishing in judicial custody since 12.10.2022.

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

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Gardanibagh P.S. Case No. 443 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Excise Judge, Patna.

(Sunil Kumar Panwar, J)

Amandeep/-

U		T	
---	--	---	--

