

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5096 of 2023

Arising Out of PS. Case No.-199 Year-2022 Thana- AGIAON BAZAR District- Bhojpur

Subash Singh Son of Kamal Singh R/v- Chak Chatar, P.S.- Dawath, District-
Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 04-03-2023 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
Agiaon Bazar P.S. Case No. 199 of 2022 lodged under Sections
30(a) of Bihar Prohibition and Excise Act, 2018.

As per the prosecution case, the total recovery of 300
litre *mahua wine* from Alto Car has alleged to be made, is the
subject matter of the present case.

Learned counsel for the petitioner submits that there
were 3 persons made accused in the present case. Petitioner was
alleged to be recovered from a nearby place. Counsel submits
that petitioner was falsely implicated in the present case. He

submits that he was not apprehended from the place of occurrence rather the said Alto Car which was subject to recovery does not belongs to the petitioner.

Counsel further submits petitioner is in custody since 18.12.2022 having clean antecedent.

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 Exclusive Special Excise Court No. 1st Bhojpur Ara in connection with Agiaon Bazar P.S. Case No. 199 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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