

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5786 of 2023

Arising Out of PS. Case No.-202 Year-2022 Thana- BISHWAMBHARPUR District-
Gopalganj

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Dharmendra Pandey @ Dharmendra Kumar Pandey Son of Late Rampravesh
Pandey Resident of Village - Mani Phulkaha, P.S.- Kanti, District -
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Sunil Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

- 2 29-04-2023 1. Heard learned counsel for the petitioner and the learned
APP for the State.
2. Petitioner seeks regular bail in connection with
Bishambharpur P.S. Case No. 202 of 2022 dated 19.12.2022
registered for the offences punishable under Sections 30(a) and
41(1) of Bihar Prohibition and Excise Act.
3. The main submissions advanced by learned counsel for
petitioner are that the alleged recovery of wine was made from a
tempo in which the petitioner was sitting in the capacity of
passenger and petitioner is neither owner nor driver of the said
tempo and he has fair and clean antecedent and has been
languishing in jail since 20.12.2022 and against him the
investigation has been completed.
4. Learned APP for the State has opposed the bail prayer of

the petitioner.

5. Considering the above submissions and mainly the petitioner’s fair and clean antecedent coupled with the completion of investigation against the petitioner, in my opinion, it is a fit case for bail to the petitioner. Accordingly, let the petitioner named above be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of concerned Court in connection with Bishambharpur P.S. Case No. 202 of 2022.

(Shailendra Singh, J)

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