

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5360 of 2023

Arising Out of PS. Case No.-519 Year-2022 Thana- SURSAND District- Sitamarhi

Ram Bhola Sah S/O Late Mauje Lal Sah Resident Of Village- Sursand, Ward
No.- 3, P.S.- Sursand, District- Sitamarhi.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Pushpendra Kumar Singh
		Smt. Divya Bharti
For the Opposite Party/s :		Mr.Raj Kishor Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

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

Prosecution case relates to recovery of 49.005 litres of I.M.F.L. and 20.100 litres of Nepali Liquor from in front of house of the petitioner.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has no concern with the alleged recovery or with the place of occurrence. Nothing has been



recovered from the conscious possession of the petitioner.
There is no independent witness of the alleges seizure which
is violation of Section 100 of Cr.P.C. He is languishing in
judicial custody since 16.10.2022.

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

Having heard learned counsel for the parties and
considering the facts and circumstances of the case, this
court is inclined to enlarge the petitioner on bail. The above
named petitioner is directed to be enlarged on bail on
furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only)
with two sureties of the like amount each to the satisfaction
of the learned Exclusive Special Excise Court II, Sitamarhi in
connection with Sursand P.S. Case No. 519 of 2022.

(Sunil Kumar Panwar, J)

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