

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6342 of 2023

Arising Out of PS. Case No.-38 Year-2022 Thana- SAKATPUR District- Darbhanga

Gautam Kumar Jha S/O Gagandev Jha R/O Village- Machhaita, Kusun,
Nadiami, P.S- Sakatpur, Darbhanga, Bihar. Pin Code- 847405

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghvendra Kumar

For the Opposite Party/s : Mr.Pushpa Sinha.1

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-04-2023 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 1815.120 litres of Indian Made Foreign Liquor from Truck bearing registration number PB-65X-3418 and a car bearing registration number DL-9CTJ-8812.

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 vehicles in question. The name of the petitioner has been disclosed in this case by the apprehended co-accused, namely, Chandan Kumar Chaudhary, who has already been granted bail vide order dated 22.08.2022, passed in Cr. Misc. No. 38678 of 2022 by the co-ordinate Bench of this Court. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 01.11.2022.

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 Special Judge, Excise



II, Darbhanga in connection with Sakatpur P.S. Case No.
38 of 2022.

(Sunil Kumar Panwar, J)

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