

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13444 of 2023**

Arising Out of PS. Case No.-257 Year-2022 Thana- SAHEBPUR KAMAL District-
Begusarai

Prashant Kumar @ Prashant Yadav @ Prashant Kumar Yadav Son Of Viveka
Yadav @ Viveka Kumar @ Vidveka Nand Yadav R/O Vill.- Raghunathpur,
P.S.- Sahebpur Kamal, Distt.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 25-04-2023 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 section 120B of the Indian Penal Code and Sections 30(a), 32(ii)(iii), 41(ii)(iii) of the Bihar Prohibition and Excise Act.

The prosecution case relates to recovery of total 1055 liters country made English wine and many other articles which were recovered from a truck bearing Reg. No. RJ21TR-5115.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has



falsely been implicated in this case due to previous criminal antecedent. The petitioner has no concern with the alleged recovery nor any incriminating article has been recovered from his conscious possession and also vehicle in question does not belong to him. It is further submitted that the petitioner is languishing in judicial custody since 30.11.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Sahebpur Kamal P.S. Case No. 257 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-2nd-cum-Exclusive Special Judge (Excise), Begusarai.

(Sunil Kumar Panwar, J)

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