

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7119 of 2023

Arising Out of PS. Case No.-557 Year-2022 Thana- MADANPUR District- Aurangabad

Abhayanand Son Of Nityanand Singh @ Nityanand Sharma R/V- Dhamni Ps-
Haspura, Dist- Aurangabad

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh

For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 01-05-2023 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 95.4 litres
of Indian Made Foreign Liquor from a car bearing Reg.
No. AS-01V-9072.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in the present case. Petitioner has no
concern either with the illicit liquor or with the vehicle in



question. Petitioner is neither the owner nor the driver of the vehicle in question. Petitioner is languishing in judicial custody since 07.11.2022.

In contra, learned A.P.P. vehemently opposed the prayer of Bail and submitted that petitioner was present in the vehicle in question from which huge quantity of liquor has been recovered.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period under custody, this court is inclined to enlarge the petitioners on bail. The above named petitioners are 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 I, Aurangabad in connection with Madanpur P.S. Case No. 557 of 2022

The petitioner is directed to deposit a sum of Rs. 10,000/-(Rupees Ten Thousands) in the concerned



District Legal Services Authority.

The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of Rs. 10,000/-(Rupees Ten Thousands) in District Legal Services Authority of concerned District.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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