

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13058 of 2023

Arising Out of PS. Case No.-211 Year-2019 Thana- TILAUTHU District- Rohtas

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Bhism Narayan Singh @ Pappu Choudhary @ Pappu Chouhan @ Kamakhya
Narayan Singh S/O Rajendra Choudhary @ Rajendra Chouhan R/O Village-
Wazirganj, P.S.- Sasaram (Muffasil), Distt- Rohtas At Sasaram.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad
For the Opposite Party/s : Mr.Pronoti Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-05-2023 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 10,800

litres of I.M.F.L. from a container Truck bearing Reg. No.

PB-05AB-3015.

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, truck in question or with the place of occurrence. The name of the petitioner has been disclosed in this case by the co-accused, namely, Rinku Singh @ Baljit Singh, before the police, which has got no evidentiary value in the eye of law. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. There is no independent witness of the alleged seizure. He is languishing in judicial custody since 13.01.2023.

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 Court
No. 2-cum-Additional District and Sessions Judge,
Rohtas, Sasaram in connection with Tilauthu P.S. Case
No. 211 of 2019.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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