

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13403 of 2023

Arising Out of PS. Case No.-541 Year-2021 Thana- JAGDISHPUR District- Bhojpur

Santosh Kumar S/O Birja Yadav R/V- Narayanpur, P.S.- Jagdishpur, District-
Bhojpur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar

For the Opposite Party/s : Mr.Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-05-2023 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(c), 30(d) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 5 litres of
country made liquor from the bank of 'Cherr' river.

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. The
name of petitioner sprang up in this case on suspicion
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 09.01.2023.

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 as well as period under custody, 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 NO. 1, Bhojpur, Ara in connection with Jagdishpur P.S. Case No. 541 of 2021.

(Sunil Kumar Panwar, J)

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