

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 14487 of 2023

Arising Out of PS. Case No.-481 Year-2022 Thana- SABAUR District- Bhagalpur

AMAN KUMAR Son of Sanjay Kumar @ Upendra Prasad @ Sanjay Kumar
Yadav R/V- Khutaha, P.S- By Pass Top (Lodipur) Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Davendra Kumar Pandey
For the Opposite Party/s : Mr.Akbar Ali

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 regular bail in a case
instituted for the offence under Sections 30(a), 32(i)(ii) and 41
of the Bihar Prohibition and Excise (Amendment) Act.

As per prosecution case, there has been recovery of
169.875 liters of illegal foreign liquor from a car, which was
being driven by the petitioner.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner has apprehended on spot. He
submitted that the petitioner has no concern with the seized
liquor. Nothing incriminating article has been recovered from
the conscious possession of the petitioner. Petitioner has got no



criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 09.11.2022.

The application for bail is opposed by learned APP for the State.

The petitioner is directed to deposit Rs. 10,000/- (ten thousand) in the account of concerned DLSA.

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 Excise Court No. 2, Bhagalpur in connection with Sabaur (Goradih) P.S. Case No. 481 of 2022.

The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of Rs. 10,000/- (ten thousand) by the petitioner in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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