

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13038 of 2023

Arising Out of PS. Case No.-105 Year-2021 Thana- BANGARA District- Samastipur

Bharth Bhushan Singh S/O Ganesh Prasad Singh R/O- Pokhraira, P.S.-
Moffussil, District- Samastipur, Bihar- 848132

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Piyush Kumar Pandey

For the Opposite Party/s : Mr.Nityanand

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 272, 273 of Indian Penal Code and Sections 30(a), 41(1) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 1178.280 litres of I.M.F.L. from a vehicle. Driver of the said vehicle was apprehended on spot.

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 vehicle in question. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. His name sprang up during investigation of the case. He is languishing in judicial custody since 14.1.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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 Special Excise Judge I, Samastipur in



connection with NH Bangara P.S. Case No. 105 of 2021.

(Sunil Kumar Panwar, J)

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