

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14123 of 2023

Arising Out of PS. Case No.-503 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Kaimur (Bhabua)

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MADAN SAH Son of Rama Shankar Sah R/o village - Mohanpur, P.S.-
Kudra, District - Kaimur at Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan
For the Opposite Party/s : Mr. Asha Devi

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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 Section 30(a) of the Bihar
Prohibition and Excise Act.

As per prosecution case, there has been recovery of 19
liters of illegal country-made liquor from a Tempo.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. The petitioner was only sitting in the
Tempo. He submitted that the petitioner has no concern either
with the seized vehicle or with the liquor. The provision of
Section 100 of the Cr.P.C. has not followed in this case, while



preparing the seizure list. He is languishing in judicial custody since 17.01.2022.

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

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as being an old age person, 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 Additional Sessions Judge-VII-cum-Special Judge Excise-II, Kaimur at Bhabhua in connection with Government Official Comp. P.S. Case No. 503 of 2023.

(Sunil Kumar Panwar, J)

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