

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13729 of 2023

Arising Out of PS. Case No.-11 Year-2023 Thana- JHANJHARPUR District- Madhubani

Md. Munna S/O Md. Shamim Resident Of Village- Siliguri,P.S. And District-
Jalpaiguri (W.B.), Permanent Address Village- Rahua, Ward No.- 7,
Pachhiyari Tola, P.S.- Rosera, District- Samastipur (Bihar).

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramchandra Jha Raman

For the Opposite Party/s : Mr.Choubey Jawahar

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 prayed for regular bail in
connection with Jhanjharpur P.S. Case no. 11 of 2023
instituted for the offence under Sections 272, 273, of the
IPC and Sections 47, 30(a) of the Bihar Prohibition and
Excise Act.

Prosecution case relates to recovery of total 2142
liters foreign made liquor, which was recovered from a
truck bearing Reg. No. WB57D-6014. It is further alleged
that petitioner was apprehended on the spot and after that
this case has been lodged.



Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this present case. He has got no criminal antecedent. Petitioner has no concern with the alleged recovery nor vehicle in question belongs to him. No any incriminating article has been recovered from his conscious possession. The petitioner is languishing in judicial custody since 25.01.2023.

Learned APP appearing for the State has vehemently opposed the prayer of Bail.

The petitioner is directed to deposit a sum of Rs 60,000/- (Sixty Thousand) in the District Legal Services Authority of concerned District.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Jhanjharpur P.S. Case No. 11 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the



satisfaction of learned Special Judge Excise Act,
Jhanjharpur, District Madhubani.

The bail bonds of the petitioner shall be accepted
by the learned court below on showing the receipt of
deposit of Rs. 60,000/- (Rs. Sixty thousand) by the
petitioner in the account of the concerned DLSA.

(Sunil Kumar Panwar, J)

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