

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21689 of 2023

Arising Out of PS. Case No.-49 Year-2023 Thana- DOBHI District- Gaya

Ramkeshwar Bhuiyan Son of Daresh Bhuiyan Resident of village - Pandari
Kala, P.S.- Hunterganj, District - Chatra, State - Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance:

For the Petitioner/s	:	Mr. Manish Kumar No. 2, Advocate
		Mr. Gajendra Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Binod Kumar No. 3, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

- 2 11-05-2023 1. Heard learned counsel for the petitioner and the learned
APP for the State.
2. Petitioner seeks regular bail in connection with Dobhi P.S.
Case No. 49 of 2023 dated 10.01.2023 registered for the offence
punishable under Section 30(a) of Bihar Prohibition and Excise
Act.
3. The main submissions advanced by learned counsel for
petitioner are that the instant matter relates to the recovery of 48
litres of Indian made English wine and the same is stated to
have been recovered from passenger tempo, infact the petitioner
was present in the said tempo in the capacity of its driver and he
was performing his duty at the instruction of tempo's owner and
as per FIR, the said tempo's owner and co-accused Ajay Sao
were mainly indulged in illegal activity of alleged wine and the

petitioner has fair and clean antecedent and against him the investigation has been completed and he has been languishing in jail since 10.01.2023. Further submission is that he is a very poor person and dependent on the profession of driving.

4. Learned APP for the State opposes the bail prayer of the petitioner.

5. Considering the above submissions and mainly the petitioner's fair and clean antecedent and the completion of investigation against him, in my opinion, it is a fit case for bail to the petitioner. Accordingly, let the petitioner named above be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of concerned Court in connection with Dobhi P.S. Case No. 49 of 2023.

(Shailendra Singh, J)

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