

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17100 of 2023

Arising Out of PS. Case No.-5 Year-2021 Thana- SIGAUDI District- Patna

Awadhesh Kumar @ Awadhesh Yadav S/O Sugan @ Sugan Singh @ Suman
Yadav @ Suman Resident Of Village- Sahora, P.S.- Sigori, District- Patna.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Sinha

For the Opposite Party/s : Mr.Arun Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-04-2023 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 30(a) of
the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 120 litres of
country made liquor from a motorcycle bearing registration
number BR-01AR-1941.

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 place of occurrence. The name of the



petitioner has been disclosed in this case on the basis of secret information. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. There is no independent witness of the alleged seizure. He is languishing in judicial custody since 23.07.2022.

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, 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, Danapur, Patna in connection with Sigori P.S. Case No. 05 of 2021.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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