

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19196 of 2023

Arising Out of PS. Case No.-245 Year-2022 Thana- INDUSTRIAL District- Bhagalpur

Sunil Sharma Son Of Kailash Sharma @ Kailu Sharma Resident Of Village-
Budhuchak, Ps- Gopalpur , District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Ajay Kumar No. 2

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 18-05-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 30(a),
32(ii) Bihar Prohibition and Excise Act.

As per FIR, the prosecution case relates to
recovery of total 36 liters Indian Made Foreign Liquor from
a Scorpio vehicle bearing Reg. No. JH-05-DA-7474.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner has only taken lift from the co-accused person
and merely on the basis of suspicion he has falsely been
implicated in this case. The petitioner has no concern with



the alleged recovery nor any incriminating article has been recovered from his conscious possession. It is further submitted that the petitioner is languishing in judicial custody since 18.12.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Industrial P.S. Case No. 245 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-I, Bhagalpur.

(Sunil Kumar Panwar, J)

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