

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17544 of 2023**

Arising Out of PS. Case No.-22 Year-2023 Thana- BAUNSI District- Banka

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KUNDAN SINGH Son of Ranjeet Singh @ Ranjit Singh Resident of village -
Amua (Dipuwani), P.S.- Poraiyahat, District - Godda (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar

For the Opposite Party/s : Mr. Tarun Prasad Mandal

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-05-2023 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 section 30(a) of the
Indian Penal Code.

Prosecution case relates to recovery of total 482.955
liters of foreign liquor from a tractor which was being escorted
by the petitioner by his motorcycle.

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. A
statement has been made in para-3 of the petition that the
petitioner has got no criminal antecedent. Petitioner has no



concern with the alleged recovery of illicit liquor or with the tractor in question from where the recovery has been made. No any incriminating article has been recovered from conscious possession of the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 22.1.2023.

Learned APP appearing for the State has vehemently opposed the prayer of Bail and submitted that the petitioner was arrested on spot.

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 released on bail in connection with Special Excise No. 28 of 2023 arising out of Bounsi P.S. Case No. 22 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 Additional District and Sessions Judge-II, Banka.

(Sunil Kumar Panwar, J)

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