

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18412 of 2023

Arising Out of PS. Case No.-35 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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Dhiraj Kumar Son Of Santosh Chaudhary Resident Of Muhalla Umta, Ward
No 6 P.S. And Distt- Jehanabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Surendra Kumar Mishra
For the Opposite Party/s : Mr.Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-05-2023 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
Bihar Prohibition & Excise Act.

Prosecution case relates to recovery of total 100
liters illicit liquor from a tempo bearing Registration No.
BR25A-9143 and the petitioner is said to driver of the seized
vehicle.

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 is alleged to be driver of the seized vehicle but he has no concern with the alleged recovery of illicit liquor. No any incriminating article has been recovered from his possession. The petitioner is languishing in judicial custody since 24.1.2023.

Learned APP appearing for the State has vehemently opposed the prayer of Bail and submitted that the petitioner is apprehended on spot with the alleged recovery of illicit.

The petitioner is directed to deposit a sum of Rs 10,000/- (Ten 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, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Masaurhi P.S. Case No. 35 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, Patna.

The bail bonds of the petitioner shall be accepted by the learned court below on showing the receipt of deposit of



Rs. 10,000/- (Rs. Ten thousand) by the petitioner in the
account of the concerned DLSA.

(Sunil Kumar Panwar, J)

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