

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20871 of 2023

Arising Out of PS. Case No.-4 Year-2023 Thana- KHIRHAR District- Madhubani

Ram Sah Son of Nathuni Sah Resident Of Village - Darbhanga Alalpatti
Chowk, P.S. - Benta (O.P.) Laheriyasarai, Distt. - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhavesh Kumar Sah, Adv.

For the Opposite Party/s : Mr. Shailendra Kumar, APP.

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 10-05-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Khirhar P.S. Case No. 04 of 2023 dated 03.02.2023 registered
for the offences punishable under Sections 272 and 273 of the
Indian Penal Code and Section 30(a) of Bihar Prohibition and
Excise Act.

3. The main submissions advanced by learned
counsel for the petitioner are that the instant matter relates to the
recovery of 151.800 litres of *country made nepali liquor* and the
same is stated to have been recovered from a tempo and as per
allegation, the petitioner was found in the said tempo at the time
of recovery of the alleged liquor but in actual, the petitioner was
performing his duty as a driver in the said vehicle on the



direction of vehicle's owner and against him, the investigation has been completed and he has fair and clean antecedent and has been languishing in jail since 04.02.2023.

4. Learned APP appearing 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 against him, the investigation has been completed, 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 the Court concerned in connection with Khirhar P.S. Case No. 04 of 2023.

(Shailendra Singh, J)

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