

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19455 of 2023

Arising Out of PS. Case No.-176 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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Lalbabu Yadav, Son of Gungun Yadav Vill.- Trimuhani Jarbho, P.S.- Bahera,
District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sushil Kumar

For the Opposite Party/s : Mr.Md. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 03-05-2023 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 section 30(a) of the Bihar
Prohibition Excise Act.

Prosecution case relates to recovery of 414.700 litres
of IMFL from fortuner which was being driven by the petitioner
and he was arrested on spot.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Petitioner has no
concern with the alleged recovery or with the vehicle in
question. Petitioner is languishing in judicial custody since
5.9.2022.



Learned APP appearing for the State has opposed the prayer of Bail.

Petitioner is directed to deposit Rs. 40,000/- (Rs. forty thousand) in the concerned DLSA.

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 Additional District and Sessions Judge-IV-cum-Exclusive Special Excise Court-II, Gopalganj in connection with Gopalganj Excise Case No. 176 of 2022.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 40,000/- (forty thousand only) by the petitioner in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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