

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28699 of 2023

Arising Out of PS. Case No.-55 Year-2023 Thana- MAIRWAN District- Siwan

Ajay Kumar Sharma, Son of Beer Bahadur Sharma, Resident of village-Khori
Pakar, P.S.-Jamo Bazar, Distt-Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumari Anupam, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 17-05-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Mairwa P.S. Case No. 55 of 2023 dated 27.02.2023 registered
for the offence punishable under Section 30 (a) of Bihar
Prohibition and Excise Act.

3. The main submissions advanced by the learned
counsel for the petitioner are that the instant matter relates to the
recovery of 120 litres of Indian made foreign liquor from a
Toyota car and as per allegation the petitioner was found sitting
in the said vehicle at the time of recovery but in fact the
petitioner was simply a passerby and he was made accused
merely on suspicion and he has been languishing in jail since
27.02.2023 and against him the investigation has been



completed. Further submissions are that against the petitioner there are criminal antecedents of two case but the said cases were lodged under the offences of Indian Penal Code, in which he is on bail.

4. Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

5. Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record and also the completion of investigation against the petitioner, I deem it fit and proper to admit the petitioner to the privilege of bail.

6. Accordingly, let the petitioner named-above be enlarged on bail in connection with Mairwa P.S. Case No. 55 of 2023 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.

(Shailendra Singh, J)

Rajiv/-

U		T	
---	--	---	--

