

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29393 of 2023

Arising Out of PS. Case No.-89 Year-2023 Thana- NAVINAGAR District- Aurangabad

SUCHIT KUMAR @ SUCHIT RAM SON OF LATE KAPILDEV RAM
R/O-HAJARI BABHAN SOTA, P.S.-NAVINAGAR, DISTT.-
AURANGABAD, BIHAR Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar

For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 15-05-2023 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Navinagar P.S. Case No. 89 of 2023 registered for the
offences punishable under Section 30(a) of the Bihar Excise
(Prohibition) Amendment Act.

As per prosecution case, there is alleged recovery
of 60 liter mahua wine from the sack and petitioner is
apprehended on spot.

Learned counsel for the petitioner submits that
petitioner is in custody since 05.03.2023 and bears no
criminal antecedent. He further submits that petitioner is
quiet innocent and has falsely been implicated in the case.
Nothing has been recovered from the conscious possession



of the petitioner.

The learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, keeping in view clean antecedent of the petitioner, argument advanced on behalf of both sides and also taking into consideration the material available on record, let the petitioner above named be released on bail, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Learned Special Judge, Excise-1st, Aurangabad, Bihar in connection with Navinagar P.S. Case No. 89 of 2023, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife of the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) If the petitioner tampers with the evidence or



the witnesses, in that case, the prosecution will be at liberty
to move for cancellation of bail.

(Alok Kumar Pandey, J)

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