

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31938 of 2023

Arising Out of PS. Case No.-91 Year-2023 Thana- DANIYAWAN District- Patna

MD. JAKYUDDIN ANSARI @ MD. JAKIUDDIN ANSARI S/o- MD. SALLAUDDIN ANSARI @ MD. SAUDDIN ANSARI VILLAGE MOHANPUR, P.O. PACHAMBA, P.S. GIRIDIH, DISTRICT GIRIDIH, JHARKHAND

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mayank Rukhaiyar

For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 22-05-2023 Learned counsel for the petitioner is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner has preferred this application for grant of regular bail in connection with Daniyawan P.S. Case No. 91 of 2023 dated 12.04.2023 registered for the offences punishable u/s 30(a), 32(2)(3), 36, 41(1)(2) of the Bihar Prohibition and Excise Act.

As per the prosecution case, 241.74 liters of liquor was recovered from the possession of accused persons including



the petitioner.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 12.04.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Patna in connection with Daniyawan P.S. Case No. 91 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/-

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