

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33258 of 2023

Arising Out of PS. Case No.-283 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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VISHWANATH KUMAR SON OF LATE JAGDISH SAH R/O-BAKHRI
BUZURG, WARD NO. 12, P.O. AND P.S.-MUSARIGHARARI, DISTT.-
SAMASTIPUR, STATE-BIHAR

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amit Narayan

For the Opposite Party/s : Mr.Tapeshwar Sharma

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 24-05-2023 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 Excise P.S. Case No. 283 of
2023 dated 11.04.2023 registered for the offences punishable u/s
30(a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 69 litres of foreign
made liquor was recovered from the place of occurrence.

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 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, Samastipur in connection with Excise P.S. Case No. 283 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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