

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35424 of 2023

Arising Out of PS. Case No.-62 Year-2023 Thana- BABUBARHI District- Madhubani

Kanhaiya Kumar R/O Village- Sonwari, P.S. Rajnagar District- Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 08-06-2023 Let the defect(s), if any, be removed within two weeks
from today.

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

3. The petitioner seeks regular bail in connection with
Babubarhi P.S. Case No. 62 of 2023 dated 22.03.2023, G.R. No.
461 of 2023 lodged under Sections 272, 273, 414 of the I.P.C.
read with Sections 30(a)/ 41 of Bihar Prohibition and Excise
Act, 2018.

4. As per the prosecution case, the total recovery of 90
litre Nepali *desi* wine has been made, which is the subject
matter of the present case.

5. Learned counsel for the petitioner submits that the
antecedent of the petitioner is clean and he is in custody since

23.03.2023 in which charge-sheet has already been filed. Counsel submits that the said recovery, as per the seizure list has been made on the road, which was identified near the western side of Alankar Jewellers Shop. He submits that petitioner is ready to fulfill all the conditions whatsoever shall be imposed upon him by the Court

6. Learned counsel for the State opposes the prayer for bail.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Court of Additional Sessions Judge-II-cum-Special Judge, Excise Act, Madhubani in connection with Babubarhi P.S. Case No. 62 of 2023 dated 22.03.2023, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

8. With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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