

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.33997 of 2023**

Arising Out of PS. Case No.-224 Year-2023 Thana- CHAPRA TOWN District- Saran

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SUMIT KUMAR @ KALLU S/O RAM PRASAD @ SITA RAM R/O  
Mohalla-Kathari Bagh (Daldali Bazar), P.S.-Town, District-Saran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Shekhar Harshvardhan

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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

ORAL ORDER

2      25-05-2023                      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 Town P.S. Case No. 224 of  
2023 dated 07.03.2023 registered for the offences punishable u/s  
30(a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 138.24 litres of  
foreign liquor was recovered from a Pick-up Vehicle and the  
petitioner and the co-accused were trying to flee away but were  
apprehended.



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 is neither the driver nor the owner of the seized vehicle. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 08.03.2023.

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, Saran at Chapra in connection with Town P.S. Case No. 224 of 2023.

The application stands allowed.

**(Chandra Prakash Singh, J)**

guddukr/-

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