

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34811 of 2023**

Arising Out of PS. Case No.-137 Year-2023 Thana- CHANDAUTI District- Gaya

=====

MUKESH KUMAR S/O KAMTA YADAV R/O Village- Mayapur, P.S-
Muffasil, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Manish Kumar No2

For the Opposite Party/s : Mr. Braj Kishore Pd.

=====

**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
APP for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Chandauti P.S. Case No. 137
of 2023 dated 02.03.2023 registered for the offences punishable
under Section 30(a) of the Bihar Prohibition and Excise Act
2022.

As per the prosecution case, recovery is of 50 litres of
mahua from a motorcycle bearing Registration No. BR-02-X-
8608.



Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Petitioner is the owner of the vehicle. 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 03.03.2023.

Learned APP 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 Exclusive Special Excise Court No. 1, Gaya, in connection with Chandauti P.S. Case No. 137 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/
Kaushik/-

U		T	
---	--	---	--

