

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34978 of 2023

Arising Out of PS. Case No.-240 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Katihar

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BAL KISHORE MURMU Son of Matal Murmu Resident of village - Sitam
Tola, ward no. 07, P.S. - Dand Khora, Distt. - Katihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajit Kumar Singh

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara

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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 Excise P.S. Case No. 240 of

2023 (G.R. No. 1505 of 2023) dated 18.03.2023 registered for

the offences punishable u/s 30(a) of the Bihar Prohibition and

Excise Act.

As per the prosecution case, total 95 litres of illegal

toddy was recovered from the motorcycle of 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. Learned counsel has submitted that the petitioner has no concern with the alleged recovery. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 19.03.2023.

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, Katihar in connection with Excise P.S. Case No. 240 of 2023 (G.R. No. 1505 of 2023).

The application stands allowed.

(Chandra Prakash Singh, J)

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