

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36781 of 2023

Arising Out of PS. Case No.-28 Year-2023 Thana- KHANPURA District- Samastipur

ANAND KUMAR @ CHHOTU PASWAN @ SHARMA JEE S/O LATE
RAJENDRA PASWAN R/O Village. Beria (Brahampura), PS. Brahampura,
Dist. Muzaffarpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bela Singh

For the Opposite Party/s : Mr. Meena Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 272, 273 of the Indian Penal Code and Section 30(a), 30(c) of the Bihar Prohibition and Excise Act.

As per FIR, prosecution case relates to recovery of total 265 liters illicit spirit from the house of other co-accused persons and this petitioner is said to have engaged in illegal trade of liquor.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this present case.



Petitioner has no concern with the alleged recovery of illicit liquor or with other co-accused persons. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. The name of the petitioner has been disclosed by the apprehended co-accused namely, Lalo Kumar. Moreover, the petitioner is languishing in judicial custody since 22.3.2023.

Learned APP appearing for the State has vehemently opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Khanpur P.S. Case No. 28 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-I, Samastipur.

(Sunil Kumar Panwar, J)

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