

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37827 of 2023

Arising Out of PS. Case No.-33 Year-2023 Thana- KUTUMBA District- Aurangabad

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Jitu Singh, S/o Late Rampravesh Singh, R/o Vill. and PS. Jamhore, Dist.
Aurangabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.Md. Shakir Ahmad, APP

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

ORAL ORDER

2 28-06-2023 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 Kutumba P.S. Case No. 33 of 2023/
G.R. No. 455/2023 dated 15.02.2023 registered for the offences
punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, the petitioner was
apprehended with motorcycle from which 26.82 litres of country
made liquor was recovered.

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 possession of the petitioner. The petitioner has no concern with the alleged recovery of liquor. He has further submitted that the petitioner is not the owner of the seized motorcycle. The petitioner has got four criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 16.02.2023.

Learned A.P.P. for the State has vehemently opposed the prayer of 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, Aurangabad (Bihar) in connection with Kutumba P.S. Case No. 33 of 2023/ G.R. No. 455/2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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