

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39447 of 2023

Arising Out of PS. Case No.-51 Year-2023 Thana- KALER District- Jehanabad

FAYEM @ DRIVER FAYEEM SON OF JALLALUDDIN BHASANA
BUDHANA MUZZAFFAR NAGAR UP

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shivendra Prasad

For the Opposite Party/s : Mrs.Sucheta Yadav

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

ORAL ORDER

2 05-07-2023 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 Kaler P.S. Case No. 51 of 2023 dated 14.4.2023 registered for the offence punishable u/s 467, 468 and 471 of the IPC and section 30(a) and 42 of the Bihar Prohibition and Excise Act.

As per the prosecution case, 1192.32 litres of liquor is alleged to have recovered from a vehicle. The petitioner is alleged to be the Driver of the said vehicle.



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 has no concern with the alleged recovery. The petitioner has got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 15.4.2023.

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, Jehanabad in connection with Kaler P.S. Case No. 51 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/-

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