

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39048 of 2023

Arising Out of PS. Case No.-97 Year-2023 Thana- SABAUR District- Bhagalpur

CHANDRADEO KUMAR, S/O SHIVRANJAN YADAV, R/O Village-
Chaudharydih, Ambai, Lodipur, P.S- Mirjanhat (Lodipur), Distt.- Bhagalpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashutosh Kumar, Advocate

For the Opposite Party/s : Mr.Shyam Kumar Singh, APP

**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 Sabour (Goradih) P.S. Case
No. 97 of 2023 dated 16.02.2023 registered for the offences
punishable u/s 30(a), 32(I) (II) and 41 of the Bihar Prohibition
and Excise Act.

As per the prosecution case, total 242.280 litres of
illicit foreign liquor was recovered from a Tata Indigo car. It is
further alleged that the petitioner is 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 got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 17.02.2023.

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, Bhagalpur in connection with Sabour (Goradih) P.S. Case No. 97 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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