

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39184 of 2023

Arising Out of PS. Case No.-673 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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SUDARSHAN KUMAR SON OF DILIP MAHTO RESIDENT OF
VILLAGE -PATEDA, PS- SARAI, DISTRICT- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nagendra Kumar, Advocate
For the Opposite Party/s : Mr. Sangeeta Sharma, APP

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**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 Prohibition Case No. 673 of
2023 dated 21.04.2023 registered for the offences punishable u/s
section 30(a) and 56(b) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 76 litres of illicit
liquor was recovered from a scooty which was being driven by
the petitioner.

Learned counsel for the petitioner has submitted that



the petitioner is innocent and has falsely been implicated in this case. The petitioner is not the owner of the said vehicle. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 22.04.2023.

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, Patna in connection with Prohibition Case No. 673 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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