

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44086 of 2023

Arising Out of PS. Case No.-58 Year-2023 Thana- BALRAMPUR District- Katihar

Md. Mojib Akhtar @ Md. Najib S/O Saikh Fazil @ Fazil R/O Village-
Bholadangi, P.S- Kadwa, Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kunwar Ajit Singh
For the Opposite Party/s : Mr.Md. Nazir Ansari

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

ORAL ORDER

2 25-07-2023 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.

2. Heard learned counsel for the petitioner and learned
A.P.P for the State.

3. The petitioner has preferred this application for
grant of regular bail in connection with Balrampur P.S Case No.
58 of 2023 dated 19.04.2023 registered for the offence
punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

4. As per the prosecution case, total 33.675 litres of
illicit foreign liquor was recovered from the motorcycle.

5. 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 said motorcycle belongs to the father of the petitioner. The petitioner is accused in one more criminal case as stated in para 3 of the bail petition. The petitioner is in custody since 20.04.2023.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. 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, Katihar in connection with Balrampur P.S Case No. 58 of 2023.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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