

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45984 of 2023

Arising Out of PS. Case No.-330 Year-2021 Thana- SIMRI District- Darbhanga

LAXMAN @ LAKSHMAN KUMAR son of Nathu Singh Village- Chand
Sarae Sahdullah Chauk Ps- Mahua Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anish Kumar

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 04-08-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

2. Let the defect(s), if any, be removed within a period
of four weeks from today.

3. The petitioner seeks bail in connection with Simri
P.S. Case No. 330 of 2021 registered for the offence under
Sections 420, 467, 468, 471, 120B of the Indian Penal Code and
under Sections 30a, 32(2)(3), 36 and 41(i) of Bihar Prohibition
and Excise Act.

4. As per the prosecution case 2610.72 liters of illicit
liquor was recovered from the possession of the petitioner.

5. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case merely on the
basis of confessional statement of co-accused.



6. Learned counsel for the petitioner also submits that the petitioner is in custody since 22.03.2023.

7. Learned A.P.P. has vehemently opposed the prayer for bail by contending that during investigation, materials have come against the petitioner to connect him with the alleged crime and the petitioners has two antecedents registered against the Excise Act.

8. Considering the aforesaid facts and the period of custody, this application for regular bail is allowed.

9. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Court No. 02, Darbhanga in connection with Simri P.S. Case No. 330 of 2021.

10. Subject to a condition of this order, the bail bond of the petitioner shall be accepted only after he brings a receipt of Rs. 25,000/- deposited in favour of Ram Krishna Mission Sevashrama, Muzaffarpur.

(Sandeep Kumar, J)

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