

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46380 of 2023

Arising Out of PS. Case No.-110 Year-2023 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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MD. BASIM AKHTAR @ GUDDU @ MD. WASIM AKHTAR S/O MD.
ARIF @ MD. JAINUL ABDI R/O Village- Jalwabad, P.S- Kodarma, Distt.-
Kodarma(Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dr. Anjani Pd. Singh

For the Opposite Party/s : Mr.Anish Chandra

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 25-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for regular bail has been filed
by the petitioner in connection with Sheikhopur Sarai P.S. Case
No. 110 of 2023 instituted for the offence under Sections 30(a),
32(2), 41(1) of the Bihar Prohibition of Excise Act.

Prosecution case relates to recovery of 154.87 litres of
illicit liquor from a Bolero Vehicle of which petitioner was
driver and accused Sonu Kumar both were arrested on spot.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Petitioner has no
concern with the alleged recovery. Because he was driving the



said vehicle, he has been implicated in the present case.
Petitioner is languishing in judicial custody since 16.06.2023.

Learned APP appearing for the State has opposed the
prayer of Bail.

Petitioner is directed to deposit Rs. 5,000/- (Rs. Five
thousand) in the concerned DLSA.

Having heard learned counsel for the parties and
considering the facts and circumstances of the case, this court is
inclined to enlarge the petitioner on bail. The above named
petitioner is directed to be enlarged on bail on furnishing bail
bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties
of the like amount each to the satisfaction of the learned
Additional District Judge 2nd Sheikhpura in connection with
Sheikhpura P.S. Case No. 110 of 2023.

The bail bonds of the petitioner shall be accepted by
the learned court below on showing receipt of deposit of Rs.
5,000/- (Five thousand only) by the petitioner in the account of
concerned DLSA.

(Sunil Kumar Panwar, J)

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