

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46679 of 2023

Arising Out of PS. Case No.-409 Year-2022 Thana- SAHPUR District- Patna

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KUNAL DOM, S/O- Late Disko Dom @ Late Sunil Ram, R/O- Turha Toli,
P.S- Shahpur, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhimanyu Deo, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 31-07-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Shahpur P.S. Case No. 409 of 2022 dated 20.08.2022 registered
for the offences punishable under Sections 30(a), 32(iii) and 37
of the Bihar Prohibition and Excise Act.

3. The main submissions advanced by learned counsel
Mr. Abhimanyu Deo appearing for the petitioner are that the
instant matter relates to the recovery of 47 litres of illicit
country-made liquor from the house of this petitioner as per
prosecution, in fact the petitioner has been falsely implicated in
the alleged recovery and he has been languishing in jail since
22.08.2022, though against him there are criminal antecedents
of five cases but out of them he has got bail in two cases and the



alleged recovery of liquor was made before two police personnel which shows that there is no independent witness of the alleged recovery of liquor.

4. Learned APP Mr. Shyam Bihari Singh appearing for the State has opposed the prayer for bail.

5. Having regard to the facts and circumstances of this case and considering the above submissions and mainly petitioner's young age mentioned in the petition and his custody period, this Court is inclined to accept his prayer for bail. Accordingly, let the petitioner named-above be enlarged on bail **after framing of charge, if the same has not been framed** on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with Shahpur P.S. Case No. 409 of 2022.

(Shailendra Singh, J.)

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