

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58140 of 2023

Arising Out of PS. Case No.-276 Year-2023 Thana- OBRA District- Aurangabad

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GUDDU KUMAR SINGH Son of Kanhai Singh Resident of village - Pathak
Bigaha, P.S. - Hariharganj, Distt. - Palamu (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramendra Kumar Singh

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 18-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail registered for the
offence punishable under sections 30(a) of the Indian Penal
Code.

Prosecution case relates to recovery of 320 litres of
IMFL from Tabera Car of which petitioner was driver and he
was 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. Provision of Section 100
CR.P.C. has not been followed by the police officials while
preparing the seizure list. Petitioner is a man of clean



antecedent. Petitioner is languishing in judicial custody since 28.6.2023.

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 Court of Spl. Judge, Excise Court no. 2, Auranabad in connection with Obara P.S. Case No. 276 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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