

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53389 of 2023

Arising Out of PS. Case No.-508 Year-2023 Thana- FATUA District- Patna

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DIPA RAM Son of Bhaira Ram Resident of village - Panwariya @ Pawariya
Tala Leelsar, P.s. - Chohtan, Distt. - Wadmer @ Barmer (Rajasthan)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Ahmad Ali

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

ORAL ORDER

2 25-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Fatuha P.S. Case No. 508 of 2023 dated 6.7.2023 registered for the offences punishable u/s 30(a), 32(ii)(iii), 36, 41(i)(ii) of the Bihar Prohibition and Excise Act and 467, 468, 420 r/w section 34 of the IPC.

3. As per the prosecution case, total 11415.960 litres of illicit liquor is alleged to have recovered from the two containers (Trucks) which were being driven by the petitioner and the co-accused.

4. 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 petitioner has no concern with the alleged recovery. The petitioner is not the owner of the vehicle. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 7.7.2023.

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

6. 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, Patna City in connection with Fatuha P.S. Case No. 508 of 2023.

7. The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/-

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