

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57439 of 2023**

Arising Out of PS. Case No.-265 Year-2016 Thana- HISUWA District- Nawada

CHANDAN KUMAR @ CHANDAN YADAV S/O - UMASHANKAR
YADAV R/O - VILLAGE - SUBHASH CHAUK, P.S. - JHUMARI TILAIYA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 31-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
4212 bottles of illegal foreign liquor from a Truck.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is neither named in the FIR nor
he has apprehended on spot. He submitted that the petitioner has
no concern either with the seized vehicle or with the wine in
question. On the basis of confessional statement of other co-
accused and due to his criminal antecedents, the name of the



petitioner has come into light. No incriminating article has been recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 09.07.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 below in connection with Hisuwa P.S. Case No. 265 of 2016.

(Sunil Kumar Panwar, J)

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