

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57786 of 2023

Arising Out of PS. Case No.-766 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Nalanda

=====

Saina Prasad Son Of Raja Ram Prasad Resident Of Village- Pachasapar, Ps-
Chiksaura, Distt- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 01-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under Sections 30(a), 32 of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery of total 277 liters
illegal foreign liquor from the Godam of paper plate factory and
on Truck bearing Reg. No. DLILW4853. The driver of the said
Truck and three other persons were arrested on the spot and
driver disclosed his name Saina Prasad (petitioner).

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. Petitioner is the driver of the said truck and he has



falsely been implicated in the present case. He no concern with the alleged recovery. No any incriminating article has been recovered from his conscious possession. Provision of Section 100 Cr.P.C. has not been followed by the police personnel while preparing the seizure list. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 27.07.2023.

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

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 4th Additional Sessions Judge-cum-Special Judge Excise-II, Nalanda at Biharsharif in connection with Excise P.S. Case No. 766 of 2023.

(Sunil Kumar Panwar, J)

lata/-

U		T	
---	--	---	--

