

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59179 of 2023

Arising Out of PS. Case No.-85 Year-2023 Thana- JALE District- Darbhanga

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Nagendra Sah S/O Ram Lochansah @ Ram Laxmansah Resident Of Village-
Khesar, P.S- Jale, Distt.- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raja Ram Mishra, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

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

ORAL ORDER

2 22-09-2023 Learned counsel for the petitioner is permitted to

remove the defect(s), as pointed out by the office, if any, within

a period of three weeks from today.

2. Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State.

3. The Petitioner is apprehending his arrest in a case in

connection with Jale P.S. Case No. 85 of 2023 dated 04.07.2023

registered for the offences punishable u/s 30(a) of the Bihar

Prohibition and Excise Act.

4. As per the prosecution case, total 180 litres of

Nepali illicit liquor was recovered from the Scorpio and the

driver- cum- owner of the said Scorpio was apprehended on the

spot who disclosed that the said liquor belonged to the

petitioner, Nagendra Sah.

5. Learned counsel for the petitioner has submitted



that the petitioner has falsely been implicated in this case. The name of the petitioner has surfaced on the disclosure of the co-accused Lalu Kumar. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has no criminal antecedent as stated at para 3 of the bail petition.

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

7. Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, 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 the learned court concerned, Darbhanga in connection with Jale P.S. Case No. 85 of 2023, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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