

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60756 of 2023**

Arising Out of PS. Case No.-288 Year-2023 Thana- DARBHANGA SADAR District-
Darbhanga

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Pawan Pandit Son Of Chotki Pandit Resident Of Village - Nanaur, P.S. -
Rudrapur, District - Madhubani

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Udeshya Kumar Yadav
For the Opposite Party/s : Mr.Arvind Kumar Pandey

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

2 22-09-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has prayed for regular bail in a
case registered for the offence punishable under sections 30(a)
Bihar Prohibition and Excise Act.

3. As per prosecution case, it is a case of recovery
of total 900 liter illegal Nepali liquor from a Scorpio.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence. He
has falsely been implicated in this case. Neither the petitioner
was apprehended on the spot nor any incriminating article has
been recovered from his conscious possession. The petitioner
was owner of the alleged vehicle rather the same has been



sold to one Md. Allauddin and the petitioner has no concern with the alleged recovery. Similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order dated 31.08.2023 passed in Cr. Misc. No. 57479 of 2023. The petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 22.06.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Sadar P.S. Case No. 288 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court.

(Sunil Kumar Panwar, J)

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