

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62912 of 2023

Arising Out of PS. Case No.-689 Year-2023 Thana- Excise P.S. District- Nalanda

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Gautam Kumar S/O Sri Shailendra Pathak R/O Asta, Ps- Tharthari, Distt-
Nalanda

... .. Petitioner/S

Versus

State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Saroj Kumar Choudhary

For the Opposite Party/s : Mr.Sanjay Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

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

As per prosecution case, it is a case of recovery of
total 414 liter IMFL from bush of a brick kiln.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. The petitioner has no
concern with the alleged recovery nor place of recovery
belongs to him. It is further submitted that nothing has been
recovered from his conscious possession. The petitioner has



got no criminal antecedent. Moreover, he is languishing in judicial custody since 01.07.2023.

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

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 Excise P.S. Case No. 689 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 Court below.

(Sunil Kumar Panwar, J)

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