

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72312 of 2022

Arising Out of PS. Case No.-213 Year-2022 Thana- BAHADURPUR District- Patna

MONU KUMAR S/o Late Shiv Prasad @ Shiv Prasad Sah R/V- Nand Nagar
Colony, P.S.- Bahadurpur, Distt- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binay Kumar Singh

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 25-02-2023 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) of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery of 144 litres of
country made liquor from the house of one Ramkalia Devi.
One person was apprehended from the spot, who disclosed
his name as Niraj Kumar. Petitioner and others are alleged
to be owner of the seized liquor.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has no concern with the alleged



recovery of illicit liquor or with the co-accused persons. The petitioner was remanded in this case from Bahadurpur P.S. Case No. 230 of 2022. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 28.07.2022.

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 Special Judge, Excise, Patna City, Patna in connection with Bahadurpur P.S. Case No. 213 of 2022.

(Sunil Kumar Panwar, J)

nirajkrs/-

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