

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63682 of 2023

Arising Out of PS. Case No.-118 Year-2023 Thana- SANHAULA District- Bhagalpur

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PRADEEP KUMAR SHAH SON OF DIGAMBAR SHAH RESIDENT OF
VILLAGE - KASTURIA, P.S. - PATHARGAMA, DISTRICT - GODDA
(JHARKHAND)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh

For the Opposite Party/s : Mr.Shaheen Begum

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for regular bail has been filed
for the offence under Section 414 IPC and Section 30(a) of the
Bihar Prohibition of Excise Act.

Prosecution case relates to recovery of 21.960 litres of
country made liquor from stolen motorcycle and petitioner was
arrested on spot.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Due to high
handedness of the police, his name has falsely ben dragged in
the present case. Provision of Section 100 CR.P.C. has not been



followed by the police officials while preparing the seizure list.
Petitioner is languishing in judicial custody since 26.7.2023.

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

Petitioner is directed to deposit Rs. **5,000/- (Rs. Five thousand)** in the concerned DLSA.

Having heard learned counsel for the parties and in
the facts and circumstances of the case as stated above, this
Court is inclined to enlarge the petitioner on bail. The petitioner
is directed to enlarge on bail in connection with Sanhaura P.S.
Case no. 118 of 2023, he will be enlarged on bail on furnishing
bail bond of Rs. 10,000/- (Rupees ten thousand) with two
sureties of the like amount each to the satisfaction of learned
Exclusive Special Excise Judge II, Bhagalpur.

The bail bonds of the petitioner shall be accepted by
the learned court below on showing receipt of deposit of Rs.
5,000/- (Five thousand only) by the petitioner in the account of
concerned DLSA.

(Sunil Kumar Panwar, J)

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