

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63743 of 2023

Arising Out of PS. Case No.-164 Year-2023 Thana- BASOPATTI District- Madhubani

Sanjeev Das Son Of Dasai Das Resident Of Village- Kamlabarpatti, Ps-
Harlakhi, Distt- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha

For the Opposite Party/s : Mr.Madan Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

The petitioner prayed for regular bail in connection with G.R. No. 1120 of 2023 arising out of Basopatti P.S. Case No. 164 of 2023 instituted for the offence under Sections 272, 273 of the I.P.C. and Section 30(a) of the Bihar Prohibition and Excise Act.

As per FIR, the petitioner was apprehended on the spot and from a Glamour Motorcycle, total 45 liters illicit liquor was recovered.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in



this present case due to local politics. He has got no criminal antecedent. He has no concern with the alleged recovery of wine nor vehicle in question belongs to him. It is further submitted that nothing incriminating article has been recovered from his conscious possession. The petitioner is languishing in judicial custody since 19.07.2023.

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

The petitioner being driver of the alleged vehicle is directed to deposit a sum of **Rs 5,000/- (Five Thousand)** in the District Legal Services Authority of concerned District.

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 released on bail in connection with G.R. No. 1120 of 2023 arising out of Basopatti P.S. Case No. 164 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 Additional



Sessions Judge-II-cum-Special Judge, Excise Act,
Madhubani.

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

(Sunil Kumar Panwar, J)

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