

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64778 of 2023

Arising Out of PS. Case No.-462 Year-2023 Thana- BEUR District- Patna

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Suraj Kumar S/O Kaushal Kumar @ Mangal Mahto Resident Of Village And
P.O.-Khabara, P.S.-Sadar Muzaffarpur, District-Muzaffarpur, Bihar, Presently
Residing As Tenant At Flat No. 505, Kailash Enclave Apartment, 70 Feet,
P.S.-Beur, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Hridayal Kumar

For the Opposite Party/s : Mr.Rina Sinha

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-10-2023 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner has filed the instant

application for grant of regular bail in a case registered

for the offences punishable under Sections 30(a), 37 of

Bihar Prohibition & Excise Act.

3. The prosecution case in nutshell is that

informant, being a police official, raided and seized

237.100 litres of I.M.F.L. from flat No. 505, Kailash

enclave, at 70 feet, Patna. Petitioner along with co-

accused persons were apprehended on the spot.



4. It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. He has no concern with the seized illicit liquor. Nothing incriminating has been recovered from the conscious possession of the petitioner. There is no independent witness of the alleged seizure. Moreover, the petitioner is languishing in judicial custody since 12.07.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

6. Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Beur P.S. Case No. 462 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten



thousand) with two sureties of the like amount each to
the satisfaction of the learned Special Judge, Excise,
Patna.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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