

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65378 of 2023

Arising Out of PS. Case No.-354 Year-2023 Thana- LAHERIYASARAI District- Darbhanga

GOVIND KUMAR Son of Suraj Mahto Resident of Mohalla-Belwaganj
Light House Ward No.-46, P.S.-Laheriasarai, District-Darbhanga.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Shahnawaz Ali

For the Opposite Party/s : Mr.Kalyan Shankar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
23.700 liters of illegal liquor from the house of the petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized wine in question. No incriminating
article has been recovered from the conscious possession of the
petitioner. The provision of Section 100 of the Cr.P.C. has not
been followed in this case, while preparing the seizure list. He is



languishing in judicial custody since 15.07.2023.

5. The application for bail is opposed by learned APP
for the State.

6. Having heard learned counsel for the parties and
considering 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 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 Exclusive Special Judge-II (Excise
Act), Darbhanga in connection with Laheriyasarai P.S. Case
No. 354 of 2023.

(Sunil Kumar Panwar, J)

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