

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67553 of 2023

Arising Out of PS. Case No.-223 Year-2023 Thana- CHHAURADANO District- East
Champaran

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SHARWAN PANDIT Son of Jahuran Pandit R/o vill - Kudarkat, P.S. -
Chhauradano, Distt. - East Champaran, Motihari

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.Humayou Ahmad Khan

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 31-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

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

3. As per FIR, prosecution case relates to recovery of
366 liters of illicit liquor from sacks and the petitioner along
with others are alleged to have been indulged in trade of liquor.

4. 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. He has got no criminal antecedent. Petitioner has
no concern with the alleged recovery of illicit liquor or with the



place of occurrence. No any incriminating article has been recovered from conscious possession of the petitioner. The petitioner is languishing in judicial custody since 9.7.2023. Similarly situated other co-accused persons have already been granted by a co-ordinate Bench of this court vide order dt. 13.10.2023 passed in Cr. Misc. no. 66148 of 2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody period, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Chhaurandano P.S. Case No. 223 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 Exclusive Special Excise Court No.2, East Champaran at Motihari.

(Sunil Kumar Panwar, J)

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