

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67224 of 2022

Arising Out of PS. Case No.-164 Year-2022 Thana- PRATAPGANJ District- Supaul

MAHESH KUMAR PANDIT S/O Fulchandra Pandit @ Phulchand Pandit
R/O Village- Koshipur, Ward No-7, P.S- Fulkaha, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra, Advocate

For the Opposite Party/s : Mr.Shyam Bihari Singh, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 08-02-2023 Heard the learned counsel for the
petitioner and the learned A.P.P. for the State.

The petitioner seeks regular bail in connection with Pratapganj P.S. Case No. 164 of 2022, for the offence registered under Section 30(a) of Bihar Prohibition and Excise Act.

The allegation is regarding recovery of 162 litres of illicit Nepali wine from a Santro Car in which the petitioner was also found sitting alongwith other two accused persons.

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case and he



is languishing in custody since 03.09.2022. The learned counsel for the petitioner has further submitted, by referring to paragraph no. 8 of the present petition, that neither the petitioner is driver of the vehicle in question nor he is the owner of the same, hence he is not having any complicity in the matter.

Per contra, the learned A.P.P. for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the fact that the petitioner has categorically stated in the present petition that he is neither the owner nor the driver of the car in question, I deem it fit and proper to admit the petitioner to the privilege of bail.

Accordingly, the petitioner, above named, is directed to be released on bail 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 Judge, Excise Court-II,
Supaul in connection with Pratapganj P.S. Case No.
164 of 2022.

(Mohit Kumar Shah, J)

S.Sb/Saurav

U		T	
---	--	---	--

