

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70835 of 2023

Arising Out of PS. Case No.-903 Year-2023 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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DAUD NABI S/O LATE AAYUB NABI R/O VILLAGE- MAJHYAMPUR
MATPARA, P.S- BELDANGA, DISTT.- MURSHIDABAD, STATE- WEST
BENGAL.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anish Kumar

For the Opposite Party/s : Mr.Ahmad Ali

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-10-2023 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 Sections 467, 468, 471, 420,
120(b) of the Indian Penal Code and Sections 30(a), 32(i)(ii)
(iii), 36, 41(i)(ii) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
7238.160 liters of illegal liquor from the *Godown* of the co-
accused Vipin Kumar @ Ranjan Singh.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was apprehended on spot. He
submitted that the alleged recovery is from the seized truck and



three Bolero Pick-up vehicles and the petitioner has no concern either with the seized vehicles or with the seized wine in question and the place of occurrence does not belongs to the petitioner. No incriminating article has been recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 13.09.2023.

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 Court concerned in connection with Muzaffarpur Sadar P.S. Case No. 903 of 2023.

(Sunil Kumar Panwar, J)

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