

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.72607 of 2023**

Arising Out of PS. Case No.-641 Year-2023 Thana- FORBESGANJ District- Araria

Upendra Goshwami S/O Suresh Goswami Resident Of Village- Goswami  
Tola, Matiyari Ward No. 7, P.S.- Forbesganj, Dist.- Araria, 854318

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shivesh Kumar Singh

For the Opposite Party/s : Mr. Sucheta Yadav

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      28-11-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

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

Prosecution case relates to recovery of 49.2 liters of  
nepali liquor from a nearby bush adjacent to the house of the  
petitioner

Learned counsel appearing on behalf of the petitioner  
has submitted that petitioner is innocent and has committed no  
offence. He has no concern with the alleged recovery or with the  
place of occurrence rather the alleged place is open area, easily  
accessible to common people. He is languishing in judicial  
custody since 24.8.2023.



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

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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, Excise-I, Araria in connection with Forbesganj P.S. Case No. 641 of 2023.

**(Sunil Kumar Panwar, J)**

sushma/-

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