

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71869 of 2023

Arising Out of PS. Case No.-765 Year-2023 Thana- Excise P.S. District- Banka

=====

Pawan Kumar Son Of Chandrashekhar Das R/O Village- Badi Paikant, P.S.-
Pawsraha, Dist.- Khagaria

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar

For the Opposite Party/s : Mr.Upendra Kumar

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-11-2023 Heard learned counsel for the petitioner and learned

APP for the State.

2. The petitioner has prayed for bail in a case

registered for the offence punishable under sections 30(a) of

the Bihar Prohibition and Excise Act.

3. Prosecution case relates to recovery of 139.665

litres of IMFL from a car bearing Reg. No. BR-10M-1905.

Co-accused Jyotish Kumar @ Khirar was alleged to have

been driven the aforesaid vehicle.

4. 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 vehicle in question. Nothing has been

recovered from the conscious possession of the petitioner.



Moreover, the petitioner is languishing in judicial custody since 10.09.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

6. 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 Additional District & Sessions Judge, Banka in connection with Excise Complaint Case No. 765 of 2023.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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

