

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74588 of 2023

Arising Out of PS. Case No.-18 Year-2023 Thana- CHEWARA District- Sheikhpura

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Akash Kumar Harsh S/O Sunil Kumar Tanti @ Sunil Prasad Tanti R/O
Village/Mohalla- Balio, Ps. Jhajha, Dist. Jamui

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bipin Kumar

For the Opposite Party/s : Mr.Rana Randhir Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-12-2023 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 sections
30(a), 32, 41(1) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 955.8
litres of IMFL was recovered from different vehicles.
Petitioner is alleged to be owner of one of the vehicles.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in the present case. Nothing has been
recovered from the conscious possession of the



petitioner. The name of the petitioner has come only because he is the owner of the said vehicle. Petitioner is languishing in judicial custody since 15.09.2023. The petitioner has given the vehicle to the driver for his livelihood and he has no concern in any manner from the alleged recovered illicit liquor. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P. appearing on behalf of State vehemently opposed the prayer of bail and submitted that petitioner is owner of the vehicle.

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 Excise Judge, Shekhpura in connection with Chewara P.S. Case



No. 18 of 2023.

The petitioner is directed to deposit a sum of
Rs. 10,000/-(Rupees Ten Thousands) in the concerned
District Legal Services Authority.

The bail bond of the petitioner shall be
accepted by the learned Court below on showing receipt
of deposit of Rs. 10,000/-(Rupees Ten Thousands) in
District Legal Services Authority of concerned District.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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