

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70970 of 2022

Arising Out of PS. Case No.-176 Year-2021 Thana- MOHIUDDIN NAGAR District-
Samastipur

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Md. Samir @ Md. Sameer Son Of Late Md. Mumtaz Resident Of Village-
Madudabad, P.S.- Mohiuddin Nagar, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mahendra Pratap

For the Opposite Party/s : Mr.Shaheen Begum

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 06-01-2023 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 272,
273 of the Indian Penal Code and Section 30(a)/34 of the
Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 300 litres of
country made liquor from a Bolero vehicle bearing
Registration No. BR-09H-0198.

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. The name of the



petitioner sprang up in this case merely on the basis of suspicion as he was a passenger in the vehicle in question. He is languishing in judicial custody since 03.08.2021. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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 Special Judge Excise Court II, Samastipur in connection with Mohiuddin Nagar P.S. Case No. 176 of 2021.

(Sunil Kumar Panwar, J)

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