

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71324 of 2022

Arising Out of PS. Case No.-124 Year-2022 Thana- FULKAHA District- Araria

RAM KUMAR S/O SADANAND ROM Resident of village- Bararwa, Ward
no- 13, Post- Bhura, P.S.- Triveniganj, District- Supaul.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pranav Kumar

For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 17-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Fulkaha P.S. Case No. 124 of 2022 registered for the offence
punishable under sections 30(a)/41(i) of the Bihar Prohibition
and Excise Act.

Prosecution case relates to recovery of 264 litres
nepali liquor from a Maruti Suzuki bearing Registration No.
WB74D9976 and petitioner was sitting in the said car at the
alleged time of recovery.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Because the
petitioner was sitting as a passenger inside the car, and he has no
knowledge about keeping of illicit wine in it, he has been



apprehended. He has no concern with the illicit wine nor with the alleged vehicle. Petitioner is languishing in judicial custody since 13.10.2022.

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

Petitioner is directed to deposit Rs. 30,000/- (Rs. thirty thousand) in the concerned DLSA.

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-II, Araria in connection with Fulkaha P.S. Case No. 124 of 2022.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 30,000/- (thirty thousand only) by the petitioner in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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