

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74108 of 2023

Arising Out of PS. Case No.-351 Year-2023 Thana- AKBARPUR District- Nawada

MD. NAZIM SAH @ NAZIM SAH son of Late Md. Nasim Sah @ Nasim
Sah Village- Dihi Ps- Akbarpur Dist- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar, Advocate

For the Opposite Party/s : Mr.Sanjay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

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

2. Petitioner apprehends arrest in connection with
Akbarpur P.S. Case No. 351 of 2023 registered for the offence
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
instant case. Further submission is that the alleged recovery
made from two motorcycles bearing Registration Nos.
BR02AK-5129 and BR01BN-3044 does not belong to the
petitioner and that the petitioner is neither the owner nor the
driver of the aforesaid two vehicles. Petitioner has no criminal
antecedent.

4. Considering the facts and circumstances of the case



and the submissions advanced on behalf of the parties, the petitioner, above named is directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of learned Exclusive Special Excise Judge 1st, Nawada in connection with Akbarpur P.S. Case No. 351 of 2023 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

5. This application stands allowed.

(Arvind Srivastava, J)

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