

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73372 of 2023

Arising Out of PS. Case No.-408 Year-2023 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Pritam Kumar Sawan, Male, aged about 25 years, Son of Arun Kumar Ray,
Resident of Village- Jitwarpur Chauth, Ward No.17, Police Station - Mufassil,
District – Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anant Kumar Mishra, Advocate

For the Opposite Party/s : Ms. Veena Kumari Jaiswal, APP

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 22-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
Samastipur (Mufassil) PS Case No. 408 of 2023 instituted for
the offences punishable under Sections 272, 273, 414 of the
Indian Penal Code and Sections 30(a), 36, 37, 41(i) (ii) of the
Bihar Prohibition and Excise (Amendment) Act, 2016.

As per the allegation, there is total recovery of
177.450 liters of foreign liquor from TVS Scooty and Wagon-R
car.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this



case. Nothing has been recovered from the conscious possession of the petitioner. Both vehicles does not belong to the petitioner. Petitioner has no concerned with the alleged occurrence and has been falsely implicated in this case. Petitioner has no criminal antecedent and is in custody since 08.09.2023.

Learned APP opposes the prayer for regular bail.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Excise Court, 1st, Samastipur in connection with Mufassil PS Case No. 408 of 2023.

(Ramesh Chand Malviya, J)

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