

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75213 of 2023

Arising Out of PS. Case No.-249 Year-2023 Thana- TARAIYA District- Saran

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Rahul Kumar Son Of Tej Narayan Singh @ Tuntun Prasad Resident Of
Village-Shahnawazpur, P.S Taraiya, Distt- Saran At Chapra

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh

For the Opposite Party/s : Mr.Nand Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-11-2023 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) of
the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 35 litres of
spirit from adjacent side of house of the petitioner.

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 place of occurrence. Nothing
incriminating has been recovered from the conscious
possession of the petitioner. There is no independent



witness of the alleged seizure. Moreover, the petitioner is languishing in judicial custody since 05.08.2023.

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 Additional District and Sessions Judge-cum-Presiding Officer, Exclusive Special Excise Court No. III, Saran, Chapra in connection with Taraiya P.S. Case No. 249 of 2023.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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