

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73971 of 2023

Arising Out of PS. Case No.-1154 Year-2023 Thana- Excise P.S. District- Bhagalpur

Pankaj Kumar Son Of Ramratan Mahto Village- Yogiveer Ps- Jagdishpur
Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghav Prasad

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-12-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 259 litres of illicit Indian

made Foreign liquor from a three wheeler vehicle.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. The petitioner was only

driver of the vehicle in question and he had no concern

with the illicit liquor being carried out in the vehicle.

Nothing has been recovered from the conscious



possession of the petitioner. The petitioner has no concern with the seized illicit liquor. The petitioner is languishing in custody since 23.09.2023.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

The petitioner is directed to deposit a sum of Rs. 10,000/-(Rupees Ten Thousands) in the District Legal Services Authority, Bhagalpur.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Court No. I, Bhagalpur in connection with Excise (Sadar) P.S. Case No. 1154 of 2023.

(Sunil Kumar Panwar, J)

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