

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75954 of 2023

Arising Out of PS. Case No.-394 Year-2023 Thana- KATEYA District- Gopalganj

Harishankar Kushwaha Son Of Devraj Bhagat Resident Of Village -
Pachdewari, P.S. - Kateya, District - Gopalganj

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shubhangi Pandey

For the Opposite Party/s : Mr.Ajay Kumar Jha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 01-12-2023 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),
37 of the Bihar Prohibition and Excise Act.

As per allegation in F.I.R., petitioner was
apprehended in drunken state and 800 ml of country made
liquor has been recovered from his possession.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. There is no independent witness of
the alleged seizure. Nothing incriminating has been
recovered from his conscious possession. Moreover, he is



languishing in judicial custody since 06.09.2023.

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 II-cum-Special Excise Court I, Gopalganj in connection with Kateya P.S. Case No. 394 of 2023.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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