

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80846 of 2023

Arising Out of PS. Case No.-1205 Year-2023 Thana- Excise P.S. District- Jamui

Awadhesh Singh Son Of Late Banbari Singh R/O Village- Rehua, P.S.-
Lakhisarai, Dist.- Lakhisarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar

For the Opposite Party/s : Mr.Kalyan Shankar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2023 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) of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery of 98.62 litres of
IMFL from an auto and petitioner was sitting inside as
passanger.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. He has no concern
with the alleged recovery or with the vehicle in question.
Petitioner Uday Shankar Singh was driver and he was also
arrested on spot. Provision of Section 100 CR.P.C. has not been



followed by the police officials while preparing the seizure list.
He is languishing in judicial custody since 5.9.2023.

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
Exclusive Special Judge, Excise-II, Jamui in connection with
Jamui Prohibition P.S. Case No. JAM-1205/2023.

(Sunil Kumar Panwar, J)

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