

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79974 of 2023

Arising Out of PS. Case No.-721 Year-2023 Thana- MOHANIYA District- Kaimur (Bhabua)

Jagdish Singh S/O Gulab Singh Village- Ranmal Billod, Ps. Betma, Dist.
Indore, (MADHYA Pradesh).

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyameshwar Kumar Singh

For the Opposite Party/s : Mr. Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 420, 467, 468 and 34 of the Indian Penal Code and Sections 30(a), 41(i) and 36 of the Bihar Prohibition and Excise Act.

3. Prosecution case relates to recovery of 3549.60 liters of country made liquor from a DCM truck bearing Reg. No. UP14KT-8260

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Petitioner is a co-driver of the said vehicle and the driver of the said vehicle has already been granted bail by another co-ordinate Bench of this Court



05.12.2023 in Cr. Misc. No. 78417 of 2023. Nothing has been recovered from the conscious possession of the petitioner and he has no concern with the seized liquor. He has no knowledge about the illegal goods kept in the said vehicle. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 12.10.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Mohania P.S. Case No. 721 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise No.1 cum Additional District Judge-IV, Kaimur at Bhabhua.

(Sunil Kumar Panwar, J)

Shubham/-

U		T	
---	--	---	--

