

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79373 of 2023

Arising Out of PS. Case No.-197 Year-2023 Thana- EKANGARSARAI District- Nalanda

Rahul Kumar @ Lukka Son Of Late Chunu Ram Resident Of Village-
Ekangarsarai, Ps- Ekangarsarai, Dist- Nalanda

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ganesh Sharma

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-12-2023 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 2.625 litres of
IMFL was recovered from Uttam Marriage Hall.

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. Neither the
petitioner was arrested on spot nor any incriminating article



has been recovered from his conscious possession. He is languishing in judicial custody since 28.09.2023.

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 case that meagre quantity of liquor has been recovered, 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 Vth Additional District Judge-cum-Special Judge Excise Court No. 1, Biharsharif (Nalanda) in connection with Ekangarsarai P.S. Case No. 197 of 2023.

(Sunil Kumar Panwar, J)

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