

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82526 of 2023

Arising Out of PS. Case No.-800 Year-2023 Thana- PURNEA SADAR District- Purnia

MD. SAFIQUE SON OF LATE MAHBUB ALAM RESIDENT OF
VILLAGE- GULABBAGH, ZERO MILE, P.S.- SADAR, DISTRICT-
PURNEA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Anand

For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-12-2023 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 section 30(a) of the
Bihar Prohibition and Excise Act.

3. Prosecution case relates to recovery of 83 liters of
illicit foreign liquor from a tempo bearing Registration no.
BR11GD-3322 and the petitioner is said to have been
apprehended on spot.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this
present case. He has got no criminal antecedent. The petitioner



is only driver of the seized vehicle and owner of the vehicle has also been made an accused in this case. The petitioner has no concern with the alleged recovery of illicit liquor. No any incriminating article has been recovered from conscious possession of the petitioner. The petitioner is languishing in judicial custody since 23.9.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. 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 released on bail in connection with Sadar P.S. Case No. 800 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 Exclusive Special Judge Excise-I, Purnea.

(Sunil Kumar Panwar, J)

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