

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82550 of 2023

Arising Out of PS. Case No.-560 Year-2023 Thana- MADHEPURA District- Madhepura

Budhan Sah Son Of Late Nageshwar Sah Resident Of Village- Machhbakhra,
Ward No. 15 P.S. Madheoura, District - Madhepura

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Wasi Ahmad Khan
For the Opposite Party/s : Mr.Shailendra Kumar

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.

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 49.200 litres
of Wishcuf cough syrup from the house of petitioner.
Petitioner is alleged to be apprehended on spot.

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. Nothing incriminating has been recovered from the
conscious possession of petitioner. Moreover, the petitioner



is languishing in judicial custody since 19.09.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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 Sessions Judge VII-cum-Special Judge, Excise II, Madhepura in connection with Madhepura Excise P.S. Case No. 560 of 2023.

(Sunil Kumar Panwar, J)

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