

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7505 of 2024

Arising Out of PS. Case No.-605 Year-2023 Thana- NAANPUR District- Sitamarhi

Bablu Ram @ Bablu Kumar S/o Late Ram Kripal Ram R/o Vill - Naya Tol
Baligarh ward no. 1, P.S. - Runnisaidpur, Dist. - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Santosh Kumar, Advocate
For the State : Mr. Rajesh Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 16-02-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Nanpur
P.S. Case No. 605 of 2023 instituted for the offence under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per prosecution case, there is recovery of total
3435.840 liters of illicit foreign wine from truck, pickup and
motorcycle.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 18-12-2023. Petitioner is
stated to be man of clean antecedent.

5. It has been further submitted by the petitioner's
counsel that petitioner has been falsely implicated in the present



case merely because he is the owner of the vehicle and he was oblivious of the fact that illicit liquor was laden in the vehicle. Petitioner has no concern with the alleged recovered liquor. Seizure list is not prepared in accordance with law. There is no compliance of Section 100 of the Code of Criminal Procedure, 1973.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, clean antecedent of the petitioner and manner of implication, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Nanpur P.S. Case No. 605 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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