

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33828 of 2024**

Arising Out of PS. Case No.-47 Year-2024 Thana- DARIYAPUR District- Saran

Shailesh Sah S/o- Prabhu Sah Vill- Bhushi Tola Ps- Dariyapur Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Rajani Kumari, Advocate

For the Opposite Party/s : Mr.Humayou Ahmad Khan, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 02-05-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Dariyapur P.S. Case No. 47 of 2024 dated 31.01.2024 registered for the offences punishable u/s 30(a), of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 256 litres of illicit foreign liquor was recovered from *Dalan* of the co-accused, Upendra Rai.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The said recovery was made from the *Dalan* of the co-accused person. The petitioner has no concern with the alleged recovery. Nothing has been recovered from the conscious



possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 02.03.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Saran at Chapra in connection with Dariyapur P.S. Case No. 47 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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