

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38493 of 2024

Arising Out of PS. Case No.-86 Year-2024 Thana- Excise P.S. District- Bhojpur

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Dharmanand Son of Somaru Ram Resident of Village- Moti Tola, P.S- Ara
Nagar, Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shailesh Kumar, Advocate

For the Opposite Party/s : Mr.Akshay Lal Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 27-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Excise Prohibition Thana Sadar Bhojpur P.S. Case No. 86/2024
lodged on 09.04.2024 under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act, 2018.

3. As per the prosecution case, total recovery of 120
litres of country made liquor is the subject matter of the present
case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. From the
seizure list, it transpires that the recovery has not been made
from the possession of the petitioner rather it has been made
from a public place. The petitioner is in custody since



10.04.2024 having clean antecedent. In fact, the petitioner is the victim in this case.

5. Learned counsel for the State opposes the prayer for bail.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-II, Bhojpur, Ara, in connection with Excise Prohibition Thana Sadar Bhojpur P.S. Case No. 86/2024, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure.

(Dr. Anshuman, J.)

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