

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39173 of 2024

Arising Out of PS. Case No.-143 Year-2024 Thana- Excise P.S. District- Nawada

Chotu Kumar Son of Mishri Yadav Resident of Village - Patwa Sarai, Police
Station - Kadirganj, District - Nawada

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bipin Kumar, Adv

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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

ORAL ORDER

3 10-07-2024 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 Nawada Excise P.S. Case No. 143 of 2024 registered for the offences punishable u/s 30(a) and 56(2)(ii) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 720 litres of illicit foreign liquor was recovered from the *Truck*.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is driver of the said vehicle. The petitioner has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner.



The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 28.02.2024.

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 nature of allegation levelled against the petitioner and 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, Nawada in connection with Nawada Excise P.S. Case No. 143 of 2024

7. The application stands allowed.

(Chandra Prakash Singh, J)

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