

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40089 of 2024

Arising Out of PS. Case No.-57 Year-2024 Thana- RAGHOPUR District- Supaul

Nand Kumar Son of Late Parmeshwar Das R/O Gandhi Nagar, Ward No. 8,
P.S.- Raghopur, Dist.- Supaul

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra, Adv.

For the Opposite Party/s : Mr. Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 26-07-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks bail in connection with Session
Trial Excise No. 748 of 2024 arising out of Raghopur P.S. Case
No. 57 of 2024 dated 17.02.2024 registered for the offence
punishable under Section 30 (a)/41 of the Bihar Prohibition and
Excise Act.

3. The allegation is of recovery of 210.900 litres of
country made Nepali liquor from Tempo bearing Reg. No.
BR50P-5561.

4. Learned Counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. It is submitted that the petitioner is neither the owner nor



the driver of the said Tempo. It is submitted that petitioner was a *bonafide* passenger of the said Tempo. Only on the basis of suspicion, the petitioner has been arrested. Lastly, it has been submitted that the petitioner is in custody since 17.02.2024, having no criminal antecedent and charge-sheet has been submitted in the case.

5. Learned A.P.P for the State opposes the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned court of Exclusive Special Judge, Excise Court No. 2, Supaul in connection with Raghopur P.S. Case No. 57 of 2024.

(Khatim Reza, J)

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