

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44176 of 2024

Arising Out of PS. Case No.-98 Year-2023 Thana- DUMRAO District- Buxar

Sandip Kumar Nishad, aged about 27 years, Male, Son Of Ramashankar Nishad @ Ramshankar Bind, Village- Pattidaya, Muradpur Motila, P.S.- Badlapur (MURADPUR Motila), Distt.- Jaunpur (U.P.).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Akash Kumar Mishra, Advocate
For the Opposite Party : Mr. Rabindra Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 26-06-2024 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 Dumraon (New Bhojpur O.P.) P.S Case No. 98 of 2023 dated 02.03.2023 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 918 litres of illicit foreign liquor was recovered from the Pick-up Vehicle.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is the owner of the said vehicle but he 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 11.03.2024.

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, Buxar in connection with Dumraon (New Bhojpur O.P.) P.S Case No. 98 of 2023.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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