

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53499 of 2024

Arising Out of PS. Case No.-133 Year-2024 Thana- BARAULI District- Gopalganj

Aman Kumar Gondh @ Aman Kumar Godh Son of Vinod @ Tetar Kumar
Gondh R/O Vill.- Semra Dhusi, P.S.- Kasya, Dist.- Kushinager

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sushil Kumar, Adv
For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

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

ORAL ORDER

3 22-08-2024 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 Barauli P.S. Case No. 133 of 2024 dated 23.04.2024 registered for the offences punishable u/s 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 983.340 litres of illicit foreign liquor was recovered *from the two pick-up van*.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not the owner of the said seized vehicle but the same was being driven by him at the time of the alleged recovery. Similarly situated co-accused has already been



granted bail by the co-ordinate bench of this court *vide* order dated 02.07.2024 passed in Cr. Misc. No. 45819 of 2024. 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 24.04.2024.

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, Gopalganj in connection with Barauli P.S. Case No. 133 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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