

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47859 of 2024

Arising Out of PS. Case No.-90 Year-2024 Thana- Excise P.S. District- Saran

Ponga Singh @ Ponga @ Chhotu Kumar Singh @ Chhotu @ Chhotu Singh
@ Chhotu Kumar Son of Late Dinesh Singh Resident of Vill- Nayka Barka
Baiju Tola, P.S.- Rivilganj, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Adv

For the Opposite Party/s : Mr. Awadhesh Kumar Singh, APP

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

ORAL ORDER

2 09-07-2024 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 Saran Sadar Excise P.S. Case No. 90/2024 registered for the offences punishable u/s30(a), 32(3) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 155.520 litres of illicit foreign liquor was recovered from the *dickey of the car*.

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 vehicle and the same was not being driven by him at the time of the alleged recovery. The name of the petitioner was disclosed by the



apprehended co-accused *Dhiraj Yadav*. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has three criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 08.05.2024.

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, Saran in connection with Saran Sadar Excise P.S. Case No. 90 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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