

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53914 of 2024

Arising Out of PS. Case No.-180 Year-2023 Thana- NAUTAN District- Siwan

Madan Kumar Singh Son of Shiv Sagar Bhagat Resident of Vill- Koiri Tola,
Semariya, P.S.- Nautan, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Adv.

For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 25-07-2024 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 Nautan P.S. Case No. 180 of 2023 dated 05.09.2023 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 261 litres of illicit country made liquor was recovered from the fodder (Bhusha).

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. It is further submitted that the



petitioner has no concern with the alleged recovery. The petitioner is not named in the FIR. The name of the petitioner has sprung up in this case due to dirty politics of the villagers. The similarly situated co-accused person has been granted bail vide order dated 23.11.2023 in Cr. Misc. No. 71720 of 2023. The petitioner has no criminal antecedent. The petitioner is in custody since 29.04.2024.

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 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, Siwan in connection with Nautan P.S. Case No. 180 of 2023.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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