

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54366 of 2024

Arising Out of PS. Case No.-30 Year-2024 Thana- Excise P.S. District- Saran

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Dashrath Sah, aged about 42 years, Male, Son of Mukurdhan Sah, Resident of
Village- Ushti, P.S.- Baniyapur, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 02-08-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Mashrakh Excise P.S. Case No. 30 of 2024 registered for the
offences punishable under Sections 30(a) of Bihar Prohibition
and Excise Act, 2018.

3. As per prosecution case, total 34.56 litres illicit
foreign liquor has been recovered beneath the seat of E-
rickshaw.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is further
submitted that no incriminating article has been recovered from
the conscious possession of the petitioner. It is also submitted
that petitioner is in judicial custody since 02.05.2024.



5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. From perusal of the FIR and the impugned order and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner that similarly situated co-accused person namely Pappu Kumar has been granted bail by this Court in Cr. Misc. No. 27936 of 2024 vide order dated 15.04.2024, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 3rd Exclusive Special Excise Court, Saran at Chapra in connection with Mashrakh Excise P.S. Case No. 30 of 2024.

(Ramesh Chand Malviya, J)

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