

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61173 of 2024**

Arising Out of PS. Case No.-205 Year-2024 Thana- KOCHAS District- Rohtas

Tabarak Ansari S/o Late Islam Ansari R/o Village- Kuchhila, PS- Kochas,
District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashwani Kumar Tiwary, Adv
For the Opposite Party/s : Md. Fahimuddin, APP

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

ORAL ORDER

2 27-08-2024 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 Kochas P.S. Case No. 205 of 2024 dated 14.07.2024 registered for the offence punishable u/s 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 71.680 litres of illicit foreign liquor was recovered *from the Electric Toto*.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. As per the para 8 of the bail petition, the petitioner is not the owner of the said vehicle but the same was being driven by him at the time of 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 15.07.2024.

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, Rohtas at Sasaram, in connection with Kochas P.S. Case No. 205 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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