

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64863 of 2024

Arising Out of PS. Case No.-163 Year-2024 Thana- Banjariya District- East Champaran

Sunil Kumar @ Funil Kumar Son of Sikandar Sahni Resident of Village-
Muswa P.S.-Sagauli, P.O.- Sapha, District East Champaran, Motihari (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vishal Prasad, Adv.

For the Opposite Party/s : Mr. Khurshid Anwar, APP.

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

ORAL ORDER

2 10-09-2024 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 Banjariya P.S. Case No. 163 of 2024 dated 16.07.2024 registered for the offences punishable u/ss 274, 275 of B.N.S-2023 read with Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, total 30 litres of illicit country made liquor was recovered in plastic sack near bank of river.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged



recovery or the place. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has been made accused only on suspicion. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 17.07.2024.

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 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, East Champaran in connection with Banjariya P.S. Case No. 163 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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