

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66297 of 2024

Arising Out of PS. Case No.-513 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

Rakesh Sharma Son of Late Jhuri Sharma Resident of Vill- Chainpur, PS-
Chainpur, District- Kaimur at Bhabhua

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinod Kumar Seth, Adv.

For the Opposite Party/s : Mr.Nitya Nand Tiwary, APP

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

ORAL ORDER

2 18-09-2024 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 Excise Bhabua P.S. Case No. 513 of 2024 dated 10.06.2024 registered for the offences punishable u/ss 30(a), 32(3), 32(1), 41(1) & (2) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 405 litres of illicit country made liquor was recovered from the Innova Car which was being driven by the petitioner.

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



he has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 11.06.2024.

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, Kaimur at Bhabua in connection with Excise Bhabua P.S. Case No. 513 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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