

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76567 of 2024

Arising Out of PS. Case No.-799 Year-2024 Thana- Excise P.S. District- Patna

Chhotu Kumar S/o- Balkishun Das Village- Kaimunnichak Ps- Barh Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanju Singh, Adv.

For the Opposite Party/s : Mr.Mukesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 25-10-2024 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 Badh Excise P.S. Case No. 799 of 2024 dated 25.08.2024 registered for the offence/s punishable u/ss 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 45 litres of illicit country made liquor was recovered from the E-rickshaw.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is the driver of the said vehicle but he has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The



co-accused person has already been granted regular bail by this court vide order dated 19.06.2024 passed in Cr. Misc. No. 41899 of 2024. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 25.08.2024.

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, Badh in connection with Badh Excise P.S. Case No. 799 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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