

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82842 of 2023

Arising Out of PS. Case No.-716 Year-2023 Thana- Excise P.S. District- Aurangabad

Birendra Kumar Singh Son Of Sarju Singh R/O Village- Majurahi, P.S.-
Aurangabad Mufassil, Dist.- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dimpal Kumari

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 30(a) and 30(c) of the Bihar Prohibition and Excise Act.

3. Prosecution case relates to recovery of 77.760 liters of illicit liquor and 75 liters of spirit from the courtyard of the petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner and he has no concern with the seized liquor. A statement has been made in para-3 of this petition that the petitioner has got no criminal



antecedent. Moreover, he is languishing in judicial custody since 13.09.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Aurangabad Excise P.S. Case No. 716 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise II, Aurangabad.

(Sunil Kumar Panwar, J)

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