

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1583 of 2024

Arising Out of PS. Case No.-225 Year-2023 Thana- MANIGACHI District- Darbhanga

Gyani Sadai @ Gyani Sahu S/O Late Ram Prasad Sadai R/O Village-
Shubhankarpur, P.S- Pandaul, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nilendu Kumar Choudhary

For the Opposite Party/s : Mr.Rina Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 24-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has filed the instant application for
grant of regular bail registered under section 30(a), of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery of 24 liter illegal
liquor from a tempo and the petitioner was also apprehended on
the spot.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case merely on suspicion. It is
submitted that nothing incriminating has been recovered from
the conscious possession of the petitioner and he has no concern
with the seized illicit liquor. It is further submitted that the



petitioner is not the owner of the said vehicle. There is no independent witness of the seizure list. The petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 19.10.2023.

The application for bail is opposed by learned APP for the State and submitted that the petitioner has been arrested on spot with the said vehicle by the police where the recovery has been made.

The petitioner is directed to deposit a sum of Rs. 5,000/- (Rs. Five Thousand) in the District Legal Services Authority of the concerned District.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as the custody of the petitioner, the Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Manigacchi P.S. Case No. 225 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge-II, Excise Act, Darbhanga.

The bail bonds of the petitioner shall be accepted by the learned lower Court below on showing the receipt of deposit



of Rs. 5,000/- (Rs. Five Thousand) by the petitioner in the
account of concerned DLSA.

(Sunil Kumar Panwar, J)

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