

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86297 of 2023

Arising Out of PS. Case No.-311 Year-2023 Thana- DALSINGHSARAI District- Samastipur

Suraj Kumar S/O Rabin Das Village- Chakbahauddin, Ward No 3, Ps.
Dalsinghsarai, Distt. Samastipur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kedar Jha

For the Opposite Party/s : Mr.Md. Matloob Rab

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

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

Prosecution case relates to recovery of 495 litres of
Indian Made Foreign Liquor from a Bolero pickup van bearing
Reg. No. BR-06GE-9670.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has no concern with the alleged
recovery or with the vehicle in question. The name of the
petitioner has been disclosed in this case by the



apprehended co-accused, namely, Vikash Kumar before the police, which has got no evidentiary value in the eye of law. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 12.08.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise I, Samastipur in connection with Dalsinghsarai P.S. Case No. 311 of 2023.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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