

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87697 of 2024

Arising Out of PS. Case No.-394 Year-2024 Thana- KUCHAIKOTE District- Gopalganj

Akshay @ Akshay Chauhan S/O Vinod @ Vinod Chauhan R/o Daniyari, PS-
Tareya Sujan, Dist.- Kushinagar, Uttar pradesh

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar Dwivedi, Adv.

For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

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

ORAL ORDER

2 06-02-2025 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 Kuchaikote P.S. Case No. 394 of 2024 dated 16.09.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Amendment Act and Section 317(5) of B.N.S., 2023.

3. As per the prosecution case, total 270 litres of illicit country made liquor was recovered from the Bolero Car.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is the driver of the seized vehicle. The petitioner has no concern with the alleged recovery. The petitioner has one criminal antecedent as stated in para 3 of the bail



petition. The petitioner is in custody since 17.09.2024.

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, Gopalganj in connection with Kuchaikote P.S. Case No. 394 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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