

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1783 of 2025

Arising Out of PS. Case No.-2385 Year-2024 Thana- Excise P.S. District- Patna

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Tarkeshwar Kumar @ Tarkeshwar Rai Son of Suresh Mahto Resident of
Village - Chhaukiya, P.S. - Ganga Bridge, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Adv

For the Opposite Party/s : Mr. Akbar Ali, APP

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

ORAL ORDER

2 19-02-2025 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 Excise (Prohibition) P.S. Case No. 2385 of 2024 dated 09.10.2024 registered for the offences punishable u/s 30(a) and 56(b) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 2600 litres of illicit country made liquor was recovered from the Boat.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged recovery. The petitioner is labour. On query, the petitioner



disclosed the name of the owner of the said seized boat as *Paplesh Kumar*. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 10.10.2024.

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 nature of allegation levelled against the petitioner and 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, Patna in connection with Excise (Prohibition) P.S. Case No. 2385 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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