

IN THE COURT OF SHRI PARMOD KUMAR
SPECIAL JUDGE, EXCISE, BAGAHA, WEST CHAMPARAN.

1. The Present bail petition is filed on behalf of Petitioner. The said case has been instituted u/s 30(a) of Bihar prohibition and Excise Act 2016. The Petitioner accused has been in judicial custody. Case diary is available on record.

2. The prosecution story in brief is that a total 16L country made liquor has allegedly been recovered from Petitioner.

3. Ld. Counsel for the Petitioner stated that the Petitioner is quite innocent and he has not committed any offence as alleged in the F.I.R. No other bail petition on behalf of Petitioner has been filed either before this court or any superior court. The Petitioner has no criminal antecedent. The Petitioner has been in jail custody. The Petitioner is ready to furnish bail bond to the satisfaction of the Ld. Court. It is therefore prayed to enlarge the Petitioner on bail.

4. Ld. Special P.P. opposed the prayer of bail stating that a total 16L country made liquor has allegedly been recovered from Petitioner. Hence petitioner does not deserve bail.

5. Perused the fardbeyan, seizure list & case diary. From perusal of the same it transpires that a total 16L country made liquor has allegedly been recovered from Petitioner. The Petitioner accused has been in judicial custody. As per para No. 14 of case diary, Petitioner has no criminal antecedent.

Considering the quantity of alleged recovery, period of custody & the fact that Petitioner has clean criminal antecedent, this court is of opinion the Petitioner accused be released on bail on furnishing bail bond of Rs. 10,000/ with two surities of like amount each, out of which one will be a close relative.

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Special Judge, Excise