

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No. 56573 of 2017**

Arising Out of PS. Case No.-236 Year-2017 Thana- Tajpur District- Samastipur

Murari Singh, Son of Mohan Singh, Resident of village- Bikrampur, P.S.-  
Tajpur Halai O.P., District- Samastipur.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Sachidanand Choudhary  
For the Opposite Party/s : Smt. Asha Devi

**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**  
**ORAL ORDER**

2. 04-12-2017 Heard Sri Sachidanand Choudhary, learned counsel for  
the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since 07-08-2017 in  
Tajpur (Halai O.P) P.S. Case No. 236 of 2017 registered for  
offence under Sections 272, 273 of the Indian Penal Code and  
Sections 38(1), 38(2), 41(1), 30 (a) of the Bihar Prohibition and  
Excise Act, 2016, has prayed for grant of bail.

Learned counsel for the petitioner, at the very outset, has  
drawn my attention to statement made in paragraph – 3 of the  
petition and submits that save and except one case for offence  
under Section 304(A) of the Indian Penal Code, the petitioner  
was never involved in any case relating to offence under the  
Excise Act and he is in custody without any trial.

It is true that in the case, from *khaprail* house of



petitioner, huge quantity of Indian make foreign liquor was recovered.

However, considering the period of custody as well as the fact that trial has not commenced, let the petitioner namely Murari Singh be enlarged on bail on furnishing bail-bond of **Rs. 10,000/-** (ten thousand) with two sureties of the like amount each to the satisfaction of learned 2<sup>nd</sup> Additional Sessions Judge cum Special Judge (Excise), Samastipur in connection with Tajpur (Halai O.P) P.S. Case No. 236 of 2017.

**(Rakesh Kumar, J.)**

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