

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.50647 of 2017**

Arising Out of PS.Case No. -178 Year- 2017 Thana -DESARI District- VAISHALI(HAJIPUR)

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Sanoj Rai, Son of Bimal Rai, resident of Village Sahdai Bihjadi, P.S.  
Desari (Sahdai O.P.), District- Vaishali.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Lovekush Kumar, Advocate.

For the Opposite Party : Mr. Bharat Lal, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      18-10-2017                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

The petitioner is languishing in custody since  
24.08.2017 in a case for the offence registered under Sections  
30(a) and 38(i) (ii) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that the police  
searched the Garage of the petitioner and other co-accused and  
recovered 1318.680 liters of foreign liquor.

It has been submitted by learned counsel for the  
petitioner that the petitioner has falsely been implicated in the  
present case. There is no allegation of tampering with the  
witnesses alleged against the petitioner. 1318.680 liters of foreign  
liquor is said to have been recovered from the Garage of the



petitioner and other co-accused person. It is further submitted that the said recovery is said to have been made from a Garage which does not belong to the petitioner. No compliance of Section 100 Cr. P.C. has been made in the present case.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District Judge- II- cum-Special Judge (Excise), Vaishali at Hajipur in connection with Desari P.S. Case No. 178/2017.

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**(Sudhir Singh, J)**

