

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71321 of 2019**

Arising Out of PS. Case No.-268 Year-2019 Thana- CHHAURADANO District- East
Champaran

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NIRAJ RAI, (M), aged about 21 years, Son of Nagendra Ray @ Nagendra Rai @ Namo Rai, Resident of Village - Koreya (Koraiya), P.S.- Chhauradano (Mahuawa), Distt - East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Rakesh Kumar No.1, Advocate.
For the Opposite Party : Mrs.Shaheen Begum, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-11-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence registered under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 166.2 liters wine is said to have been recovered.

It has been submitted by learned counsel for the petitioner that the petitioner is languishing in custody since 25.08.2019. The petitioner has falsely been implicated in the present case. Charge sheet/prosecution report has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. It is



alleged that total 166.2 liters wine is recovered from the Motorcycle in question. The Motorcycle in question does not belong to the petitioner. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

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 Special Judge under Excise Act, East Champaran, Motihari, in connection with Chhauradano (Mahuawa) P.S. Case No. 268 of 2019.

(Sudhir Singh, J)

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