

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25302 of 2020

Arising Out of PS. Case No.-72 Year-2020 Thana- SARAIYA District- Muzaffarpur

VIJAY RAY, Male, aged about 51 years, Son of Ramswroop Ray, Resident of
Village - Gobindpur, P.S. - Saraiya Jaitpur O.P., District - Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ugranath Mallik
For the Opposite Party : Mr. Matloob Rub, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-09-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading 'For
Orders' under the orders of Hon'ble the Chief Justice.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the office within a period
of four weeks, after restoration of normalcy.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 272, 273/34 of the I.P.C. and 30(a) of
the Bihar Prohibition and Excise Act, 2016.



The prosecution story, in brief, is that total 887.760 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 06.02.2020. The petitioner has got no criminal antecedent. Charge sheet/prosecution report has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. It is alleged that total 887.760 liters wine is recovered from one Magic Truck, two Motorcycles and from the house of co-accused Pappu Kumar and Dipak Kumar. The petitioner has got no concern with the aforesaid vehicles and house in question. 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 of the case, the petitioner above named, is directed to 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 Act), Muzaffarpur, in connection with G.O. Case No.



238/2020 in Gobindpur Jaitpur O.P. P.S. Case No. 72/2020.

(Sudhir Singh, J)

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