

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26752 of 2020

Arising Out of PS. Case No.-344 Year-2017 Thana- RAJPUR District- Buxar

BIRJU RAM @ BIRAJU RAM Son of Ramesh Ram Resident of Village -
Khalasi Muhalla, P.S.- Buxar (T), District - Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramakant Yadav

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 05-11-2020 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

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

The petitioner seeks bail in Rajpur P.S. Case No. 344
of 2017, registered for the offence punishable under Sections
272, 273 of the Indian Penal Code and section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

17.13 litres of foreign liquor is said to have been
recovered from a tempo and three persons were apprehended on
the spot who disclosed that the recovered liquor belongs to Birju
Ram (petitioner).

It is submitted on behalf of the petitioner that



petitioner has falsely been implicated in this case. Petitioner was not apprehended on the spot. Nothing has been recovered from conscious possession of this petitioner. Petitioner has got no concern with the alleged liquor. Petitioner is in custody since 24.02.2020.

Learned APP however, vehemently opposed the prayer for bail and submitted that petitioner has got criminal antecedent and seven more cases out of which two cases of Excise Act are pending against this petitioner.

Considering the facts aforesaid and criminal antecedent of the petitioner, I am not inclined to enlarge the petitioner above-named on bail at this stage. Accordingly, the same is rejected.

Trial court is directed to conclude the trial as early as possible.

(Prabhat Kumar Singh, J)

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