

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19035 of 2021

Arising Out of PS. Case No.-482 Year-2018 Thana- BIHTA District- Patna

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SIKSAR RAI @ SHIKESHWAR RAI Son of Ramashish Rai Resident of
Village - Pathlautiya, P.S.- Bihta, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Adv.

For the Opposite Party/s : Mr. Balmukund Prasad Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 02-09-2021 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

As per allegations in the F.I.R., on a raid being
conducted, it is stated that 10-15 accused persons including the
petitioner herein managed to escape while one Sudama Paswan
was arrested. The names of the persons who managed to escape
transpired in the statement of accused Sudama Paswan. 600
litres of liquor was recovered.

It is submitted by learned counsel for the petitioner
that neither the petitioner was arrested at the spot nor any
incriminating article has been recovered from his possession. He



has been falsely implicated in the case. The only material against him is the statement of a co-accused made before police. He has no criminal antecedent and is in custody since 6.12.2020. Investigation in the case has concluded.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the petitioner not having any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Special Case no.4360 of 2018 (arising out of Bihta P.S. Case no.482 of 2018) on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna.

(Partha Sarthy, J)

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