

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24858 of 2021

Arising Out of PS. Case No.-262 Year-2020 Thana- MOTIPUR District- Muzaffarpur

=====

VIJAY RAY Son of Shubhlal Ray Resident of Village - Adalpur, P.S.-
Motipur, District - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Mithilesh Kumar Khare, APP

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-07-2021 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 Motipur P.S. Case No. 262
of 2020, registered for the offence punishable punishable under
Sections 272/273 of the Indian Penal Code and section 30(a),
41(1)(2) of the Bihar Prohibition and Excise Act, 2018.

160 litres of spirit has been recovered from house of
this petitioner.

It is submitted that no recovery has been made from
conscious possession of this petitioner. Recovery has been made
from the house which is in joint possession of family and



petitioner has no concern with the seized liquor. Petitioner claims clean antecedent and he is in custody since 09.01.2021.

Considering the period of custody coupled with the fact that petitioner is having clean antecedent, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise, Muzaffarpur in connection with Motipur P.S. Case No. 262 of 2020, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

vinita/-

U		T	
---	--	---	--

