

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33541 of 2021

Arising Out of PS. Case No.-74 Year-2021 Thana- KOILWAR District- Bhojpur

SAROJ KUMAR RAI Son of Awadh Bihari Rai Resident of Village -
Kajichak, P.S.- Koilwar, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravindra Kumar, Adv.
For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 20-12-2021 Heard Mr. Ravindra Kumar, learned counsel for the

petitioner and Ms. Asha Kumari, Additional Public Prosecutor

for the State.

Petitioner seeks regular bail in connection with Excise
Case No. 448/2021 arising out of Koilwar PS Case No. 74/2021
registered for the offences punishable under Section 414 of the
IPC and Section 30(a) of Bihar Prohibition & Excise Act, 2016.

The police, allegedly, recovered 70 litres of illicit
liquor from the motorcycle of the petitioner.

Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case. Learned counsel
further submits that the motorcycle, from where the illicit liquor
has been recovered, does not belong to the petitioner and on the



date of occurrence altogether six motorcycles were seized by the police having illicit liquors in different quantity.

Learned counsel for the petitioner further submits that petitioner is in custody since 01.03.2021 having no criminal antecedents and the charge-sheet has already been submitted.

Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that the motorcycle, from where the illicit liquor has been recovered, does not belong to the petitioner, petitioner is in custody since 01.03.2021 having no criminal antecedents and the charge-sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, SAROJ KUMAR RAI be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 4th Additional Sessions Judge-cum-Special Judge, Excise, Bhojpur at Ara in connection with Excise Case No. 448/2021 arising out of Koilwar PS Case No. 74/2021.

(Anil Kumar Sinha, J)

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