

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44416 of 2021

Arising Out of PS. Case No.-607 Year-2020 Thana- HAJIPUR SADAR District- Vaishali

Umesh Rai S/o Late Ramashankar Rai @ Cycle Rai Resident of Village-
Dakbunglow Road @ Dakbunglow Chauraha, P.S.- Hajipur Town, District-
Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Vasant Vikas, Advocate

For the Opposite Party/s : Mr.Ashok Kumar Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 02-11-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act and section 414 of the Indian Penal Code.

As per the prosecution case, 650.160 liters of foreign liquor was recovered from a pickup van.

Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Petitioner's name has figured during course of investigation in confessional statement of co-accused who was arrested on the spot. No incriminating material has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner is



neither the owner nor the driver of the vehicle in question
Petitioner is in custody since 17.4.2021. Investigation is
complete.

Learned counsel appearing for the State opposes the
prayer for bail.

Considering the rival submissions of the parties,
materials available on the record and the period of custody of
the petitioner, let the petitioner, above named, 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 the
Additional Sessions Judge II cum Special Judge, Excise Act
Vaishali at Hajipur in Hajipur Sadar Police Station Case No. 607
of 2020.

(Prabhat Kumar Singh, J)

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