

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.282 of 2021**

Arising Out of PS. Case No.-202 Year-2019 Thana- HATHUA District- Gopalganj

Raju Kumar @ Raju Chauhan @ Raju Mahto, son of Suraj Chauhan @ Suraj
Mahto, Resident of Village- Mani Chapar, P.S.- Hathua, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh, Adv.

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

2 08-03-2021 Learned counsel for the petitioner undertakes to
remove all the defects as pointed out by office within four
weeks after start of normal functioning of the Court.

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

Petitioner in the present case is seeking regular bail in
connection with Hathuwa P.S. Case No.202 of 2019 registered
for the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case merely on suspicion. Learned counsel submits that nothing
incriminating has been recovered from the conscious possession
of the petitioner and the vehicle in question from which the



illicit liquor has been recovered does not belong to this petitioner.

Learned APP for the State is present and has opposed the prayer for regular bail of the petitioner.

Having regard to the facts and circumstances of the case wherein there are six cases of similar nature against the petitioner and it seems on the face of the materials that the petitioner is getting involved in illegal liquor business while he is on bail, this Court is not inclined to grant privilege of regular bail to the petitioner at this stage.

Learned counsel for the petitioner submits that the petitioner has remained in jail in connection with this case since 10.09.2020.

While rejecting the prayer for regular bail of the petitioner at this stage, this Court grants him liberty to move this Court on completion of one year of custody.

This application is dismissed.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

