

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3211 of 2022

Arising Out of PS. Case No.-136 Year-2021 Thana- DERNI BAZAR District- Saran

MAJNU RAI @ MANJAN RAI @ DULAR CHAND RAI S/o Dharmnath
Rai @ Handa Rai Resident of Village - Pojhi, P.S. - Derani, District - Saran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nalin Kumar

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 29-03-2022 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.

As per the prosecution case, 160 liters of spirit, allegedly kept by the petitioner, was recovered from the bush.

Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. 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 in custody since 11.12.2021. Investigation is complete.

Learned counsel appearing for the State opposes the prayer for bail and submits that the petitioner has got criminal



antecedent of similar nature as he is accused in four cases of
Excise Act.

Considering the fact that petitioner has got criminal
antecedent of similar nature, prayer for bail of the petitioner is
rejected.

However, Court below shall release the petitioner on
bail to its satisfaction as and when charge is framed in the case.

(Prabhat Kumar Singh, J)

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