

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7734 of 2022

Arising Out of PS. Case No.-258 Year-2021 Thana- DHAMDAHA District- Purnia

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ROONAK KUMAR SON OF SUBHASH YADAV RESIDENT OF
VILLAGE- MADHAV NAGAR, P.S- BHAWANIPUR, DIST- PURNEA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal

For the Opposite Party/s : Mr.Nityanand

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 22-06-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in Dhamdaha P.S. Case
no. 258/2021 registered for the offence punishable under section
30(a) of Bihar Prohibition and Excise Act

Allegedly, 811.470 liter of foreign liquor of different
brands was recovered from a room situated at a brick kiln and
the petitioner was arrested at the spot.

The main submissions advanced by learned counsel for
the petitioner are that petitioner has got clean antecedent and has
been languishing in jail since 19.11.2021 and alleged place from
where alleged recovery is said to have been made does not



belong to this petitioner and while making the seizure list, signature of the petitioner was not taken which clearly evidents from the seizure list which shows petitioner's false implication in the present case.

Learned APP has opposed the prayer for bail.

I have heard both sides and perused the FIR seizure list attached to the FIR. From a room situated at a brick-klin 811.470 liter foreign liquor was recovered and the petitioner was arrested at the spot. Though the said place of recovery does not belong to the petitioner as submitted but as per prosecution the petitioner accepted his role as well as his brother's role in smuggling of the alleged wine.

Considering these facts as well as recovery of huge quantity of liquor, in my view, this petitioner does not deserve privilege of bail at this stage and accordingly his prayer for bail stands rejected.

(Shailendra Singh, J)

s.hassan/-

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