

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10292 of 2022

Arising Out of PS. Case No.-412 Year-2021 Thana- GORAUL District- Vaishali

Vinay Kumar Son of Chandra Dev Ray Resident of Village - Mahua Singh
Rai, P.s.- Mahua, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Pratima Kumari

For the Opposite Party/s : Mr.Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-04-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State through video conferencing.

The petitioner seeks bail in Goraul P.S. Case No. 412
of 2021, registered for the offence punishable punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2018.

207 litres of foreign liquor has been recovered from
two vehicles. Petitioner has been made accused in this case only
because he is owner of one of the vehicles.

It is submitted that no recovery has been made from
conscious possession of this petitioner and he has been made
accused in this case only because he is owner of one of the
vehicles in question. Petitioner has got no concern with the
seized liquor. Petitioner is in custody since 22.10.2021.
Investigation is complete.



Learned APP however vehemently opposed the prayer for bail and submitted that petitioner has got criminal antecedent of similar nature.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

However, once charge is framed and trial commences, the petitioner shall be released on bail by the learned trial court on its own satisfaction and on the condition that petitioner will cooperate in disposal of trial and appear before the court, as and when required.

(Prabhat Kumar Singh, J)

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