

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9815 of 2022

Arising Out of PS. Case No.-690 Year-2021 Thana- SONEPUR District- Saran

SUNIL RAY Son of Bantesh Ray Resident of Village- Chtarsenpur, P.S.-
Sonpur, District- Saran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shyameshwar Kumar Singh
For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 25-05-2022 Heard the parties.

Petitioner seeks regular bail in connection with
Sonepur PS Case No. 690/2021 registered for the offence
punishable under Sections 30(a) 37 (b) (c) (i) (ii) 41 (i) of Bihar
Prohibition & Excise Act.

The police got a secret information that one Shambhu
Rai and his family members are indulged in manufacturing and
selling of illicit liquor proceeded towards the place of
occurrence and recovered 219.700 litres of illicit liquor from the
house of Shambhu Rai and upon seeing the police party 15 to 20
persons started fleeing away, however, some of them were
arrested including the petitioner in drunken condition.

Learned counsel for the petitioner submits that the
petitioner was found in drunken condition only and there is no



recovery from the conscious possession of the petitioner nor the premises from where recovery of illicit liquor has been made, belongs to him. Petitioner having no criminal antecedent is in custody since 22.11.2021.

Regards being had to the submissions made by the parties and taking into consideration the material on record and the fact that no illicit liquor has been recovered from his conscious possession, he was found in drunken condition only and the petitioner having no criminal antecedent is in custody since 22.11.2021, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Exclusive Special Excise Court, Saran at Chapra in connection with Sonepur PS Case No. 690/2021.

(Anil Kumar Sinha, J)

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