

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15611 of 2022**

Arising Out of PS. Case No.-222 Year-2020 Thana- MOHAMMADPUR District- Gopalganj

VIJAY RAI @ VIJAY KUMAR @ PRASHANT KUMAR SON OF LATE
VIDYA RAI RESIDENT OF VILL- GHOGHARAHA, P.S-
MOHAMMADPUR, DIST- GOPALGANJ.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh, Advocate

For the Opposite Party/s : Mr. Pradeep Narain Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

2 12-04-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, on search being conducted 2200 litres of spirit was recovered. However, the accused persons managed to escape. The petitioner was identified amongst the accused who had escaped.

It is submitted by learned counsel for the petitioner that neither the petitioner was arrested at the spot nor any incriminating article has been recovered from his possession. The cause of his false implication is his antecedents. He is in custody since 16.2.2022.



A supplementary affidavit has been filed bringing on record a copy of the invitation card to show that the marriage of the sister of the petitioner has been fixed for 14.4.2022.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case specially the petitioner not having been arrested at the spot, the Court directs the petitioner to be enlarged on bail in connection with Mohammadpur P.S. Case no. 222 of 2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-II-cum-Special Excise Court no. 1, Gopalganj.

(Partha Sarthy, J)

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