

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.41192 of 2021**

Arising Out of PS. Case No.-94 Year-2021 Thana- RAGHUNATHPUR District- Siwan

AKHILESH KUMAR SINGH S/O HARENDRA SINGH R/O VILLAGE-  
RAJAPUR, P.S.- RAGHUNATHPUR, DISTRICT-SIWAN

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Ms. Meena Singh, APP

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN  
SINGH**

ORAL ORDER

3      05-01-2022                      This matter has been taken up for hearing online  
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor appearing on behalf of the State.

This application for grant of regular bail arises out of  
Raghunathpur P.S. Case No. 94 of 2021, registered for the  
offence punishable under Section 30(a) of the Bihar Prohibition  
and Excise Act, 2016.

It is the prosecution's case that on the basis of a tip  
off to the effect that five persons were dealing with illicit liquor,  
a raid was conducted near the bank of Saryu river. Allegedly,  
some persons, on seeing the police, jumped into the river and  
managed to flee away, whereas, three persons including the  
petitioner were apprehended. Allegedly, the persons  
apprehended, disclosed the names of those, who had fled away



whereafter 435 liters of country made mahua liquor was recovered from the bank of Saryu river.

Learned counsel appearing on behalf of the petitioner has submitted that the petitioner has no criminal antecedent and as he is in custody since 08.06.2021. The charge-sheet has already been submitted. He has further submitted that he was apprehended on mere suspicion because he was working in the nearby field from where the recovery has been made.

Considering the aforesaid submission and the fact that the petitioner is in custody since 08.06.2021, this application is allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-II-cum-Special Judge, Excise, Siwan, in Raghunathpur P.S. Case No. 94 of 2021.

**(Chakradhari Sharan Singh, J)**

Pawan/-

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