

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.51600 of 2021**

Arising Out of PS. Case No.-95 Year-2020 Thana- DIDARGANJ District- Patna

=====

RAJA KUMAR S/o NARESH YADAV R/o MOHALLA-DIDARGANJ  
WARD No.72, P.S-DIDARGANJ, DISTRICT-PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Niranjan Parihar, Advocate

For the Opposite Party/s : Md. Iftekhar Mahmood, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      15-04-2022                      Heard learned counsel for the petitioner and  
  
learned Additional Public Prosecutor appearing for the State  
  
through video conferencing.

Petitioner seeks regular bail in connection with  
Didarganj P.S. Case No. 95/2020 registered for the offence  
punishable under Section 414 of the Indian Penal Code  
1860 and Section 30(a) of the Bihar Prohibition and Excise  
(Amendment) Act, 2018.

The allegation, as per the First Information  
Report, is that the Police got a secret information that the  
petitioner along with other accused persons have brought  
consignment of illicit liquor from Diyara by boat and are  
loading the same in a vehicle, proceeded towards the place



of occurrence and upon seeing the Police party, the accused persons fled away. However, the Police recovered 300 litres of illicit liquor from the Alto Car and two tempos parked over there.

Learned counsel for the petitioner submits that the petitioner has got no criminal antecedent and he has falsely been implicated in this case on disclosure of his name by co-accused. He further submits that other co-accused person has been granted bail by a co-ordinate Bench of this Court in Cr. Misc. 24538 of 2020. The petitioner is in custody since 27.5.2021 and charge sheet has already been submitted.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that similarly situated co-accused person has been granted bail by a coordinate Bench of this Court, the petitioner is in custody since 27.5.2021 having no criminal antecedent and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of



Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Didarganj P.S. Case No.95/2020 (Spl. Case No. 3308 of 2020).

(Anil Kumar Sinha, J)

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