

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61007 of 2021

Arising Out of PS. Case No.-110 Year-2021 Thana- JANDAHA District- Vaishali

VIJAY KUMAR RAI @ VIJAY KUMAR RAY Son of Shri Santlal Rai @
Santlal Ray Resident of Village- Salha @ Salha Shad Mohammadpur, P.S.-
Jandaha, District- Vaishali, Bihar- 844505.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ganga Prasad Bimal, Advocate
For the Opposite Party/s : Sucheta Yadav, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-06-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30a and other sections of
the Bihar Prohibition and Excise Act.

As per FIR, 5341.470 liters of foreign liquor was
recovered from the pick up van of which petitioner was the
owner.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. It is further submitted that no incriminating material
has been recovered from the conscious possession of the
petitioner. Though the Petitioner is the owner of the said pick up
van but he is not concerned with the recovery as at the relevant



time he is residing at Bangalore and was not aware of the nature of consignment being transported by the driver. Petitioner has got no criminal antecedent.

Learned counsel for the State submits that the petitioner is the owner of the said pick up vehicle from which huge quantity of illicit liquor has been recovered.

In view of the above, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without being prejudiced by this order.

(Prabhat Kumar Singh, J)

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