

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62686 of 2021**

Arising Out of PS. Case No.-641 Year-2020 Thana- SARAIYA District- Muzaffarpur

ASHOK KUMAR @ ASHOK RAY Son of Sukul Ray Resident of Village -
Neura, P.S.- Saraiya, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yugal Kishore, Adv.

For the Opposite Party/s : Mr. Khurshid Anwar, 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, 313.2 litres of liquor is said to have been recovered from the *bathan* of the petitioner.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered as alleged in the F.I.R. He has been falsely implicated in the case. The petitioner is in custody since 15.8.2021 and has no criminal antecedent.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case, the petitioner having remained in custody for about 8 months and not having



any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Saraiya P.S. Case no.641 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 Special Judge, Excise Act, Muzaffarpur.

(Partha Sarthy, J)

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