

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68574 of 2021

Arising Out of PS. Case No.-66 Year-2021 Thana- MAHUA District- Vaishali

Niraj Kumar @ Niraj Rai Son of Late Bisheshwar Rai Resident of village -
Madhopur, P.S.- Mahua, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Pratima Kumari
For the Opposite Party/s : Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 03-03-2022 Heard learned counsel for the parties.

The petitioner seeks bail in Mahua P.S. Case No. 66
of 2020, registered for the offence under Sections 30(a), 32(ii),
34(ii), 38(ii) and 41(i) of Bihar Prohibition and Excise Act.

4575 liters of illicit foreign liquor has been recovered
from a truck and petitioner is alleged to have fled away after
seeing the police party.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of the petitioner.
Petitioner is neither owner nor driver of the said truck.
Petitioner is in custody since 31.07.2021.

Learned A.P.P. for the State has opposed the bail
petition and submitted that in this case, huge quantity of liquor
has been recovered and petitioner has got one criminal
antecedent also of similar nature.



Considering the recovery of huge quantity of liquor and criminal antecedent of petitioner, the above named petitioner is directed to be released on bail, **after framing of charge**, on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Court-below where the case is pending in connection with Mahua P.S. Case No. 66 of 2020.

(Prabhat Kumar Singh, J)

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