

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69008 of 2021**

Arising Out of PS. Case No.-254 Year-2021 Thana- RUNISAIDPUR District- Sitamarhi

AMARJEET KUMAR @ AMARJEET RAI Son of Nagendra Rai @
Nagendra Ray Resident of Village- Tikauli, Ward No. 10, P.S.- Runnisaidpur,
District- Sitamarhi- 843323.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surendra Kishore Thakur, Advocate

For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER**

2 09-06-2022 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Runnisaidpur P.S. Case No. 254 of 2021 for the offence
registered under Section 30(a) of the Bihar Prohibition and
Excise act, 2016.

The allegation is regarding recovery of 143.700 litres
of illicit wine from the hut of the co-accused person namely
Abhiram Ray.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the
present case and he is languishing in custody since 03.09.2021.
The learned counsel for the petitioner has further submitted that
the place from where the illicit liquor has been recovered does



not belong to the petitioner, hence the petitioner has got no complicity in the matter.

Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the fact that the illicit liquor has not been recovered either from the house of the petitioner or from his conscious possession, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to 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 learned Additional District and Sessions Judge-II-cum-Special Judge (Excise), Sitamarhi in connection with Runnisaidpur P.S. Case No. 254 of 2021.

(Mohit Kumar Shah, J)

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