

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71018 of 2021

Arising Out of PS. Case No.-144 Year-2021 Thana- BAUNSI District- Banka

MUNIT KUMAR @ MUNIT KUMAR RAY Son of Naresh Rai @ Ram
Naresh Ray Resident of Village- Banbira, P.S.- Tajpur, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Advocate

For the Opposite Party/s : Mr. Veena Kumari Jaiswal, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-02-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Bounsi
P.S. Case No. 144 of 2021 giving rise to Special Case No. 505
of 2021 instituted for the offences under Sections 30(a), 32(2)
and 34 of the Excise Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 09.07.2021, charge-sheet has been
submitted in the case and has antecedent of two cases.

Learned counsel for the petitioner submits that the
allegation is of recovery of 448.56 litres of liquor from a pickup
van and the petitioner is alleged to have been arrested along
with two named accused persons.

Learned counsel for the petitioner submits that the



petitioner is neither the owner nor the driver of the pickup van, he was merely a passenger and came to be implicated when the search was made.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 09.07.2021, charge-sheet has been submitted in the case and the petitioner is neither the owner nor the driver of the said vehicle, let the petitioner above named be released on bail on furnishing bail bond of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II, Banka in connection with Bounsi P.S. Case No. 144 of 2021.

(Satyavrat Verma, J)

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