

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64099 of 2022

Arising Out of PS. Case No.-335 Year-2022 Thana- ARA MUFFSIL District- Bhojpur

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Madan Ram Son Of Ram Sakal Ram R/O Village- Agarsanda, P.S.- Ara
Muffasil (dhobaha Op), District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Pranav Kumar, Advocate
For the State : Mr. Amit Kumar Rakesh, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 09-12-2022 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State

through virtual Court proceedings.

The petitioner seeks bail in connection with Ara Muffasil
(Dhobaha OP) P.S. Case No.335 of 2022 registered for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act, 2018.

The accused/petitioner is named in the F.I.R. and is in
custody since 10.10.2022.

The allegation against the petitioner is to be involved
in illegal trading of illicit liquor, where, there was recovery of
50 litres of illicit IMFL/country made liquor.

Learned counsel appearing on behalf of the petitioner
submitted that the recovery of alleged illicit liquor was made



from open street and not from the physical possession of this petitioner. While concluding the argument, it is categorically submitted that investigation of this case has been completed, for which, charge-sheet has already been submitted, as such, there is no chance of tampering with the evidence.

Learned APP appearing on behalf of the State, opposes the prayer for bail.

In view of the facts and circumstances as mentioned above as recovery of alleged illicit liquor was made from an open place coupled with the fact that chargesheet has already submitted, let above named petitioner directed to be released on bail in connection with Ara Muffasil (Dhobaha OP) P.S. Case No.335 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Exclusive Special Excise Court No.1, Bhojpur, Ara/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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