

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64670 of 2022

Arising Out of PS. Case No.-379 Year-2022 Thana- PATORI District- Samastipur

1. Dharmendra Ray @ Langra Son of Late Rambhajan Ray Resident of Village- Manjha Dashara, P.S.- Patori, District- Samastipur
2. Sunita Devi Wife of Dharmendra Ray @ Langra Resident of Village- Manjha Dashara, P.S.- Patori, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-12-2022 Heard learned counsel for the petitioners and learned
APP for the State.

The instant application for anticipatory bail has been filed by the petitioners apprehending their arrest in connection with Shahpur Patori P.S. Case no. 379 of 2022 instituted for the offence under Section 30(a) of Bihar Prohibition and Excise Act, 2016 of the Indian Penal Code.

Prosecution case relates to recovery of 13 litres foreign liquor from the house of Dharmendra Ray @ Langra.

Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have committed no offence. They have no concern with the alleged recovery.



The place of seizure is a house of joint possession of the petitioners and their family members. The name of the petitioners have been disclosed in this case by the co-villagers.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the fact that meagre quantity of liquor has been recovered and petitioner No. 1 is a handicapped person, this Court is inclined to enlarge the petitioner on bail. The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Shahpur Patori P.S. Case no. 379 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. II-cum-Additional District and Sessions Judge, Samastipur subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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