

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6378 of 2023

Arising Out of PS. Case No.-291 Year-2022 Thana- NADI P.S. District- Patna

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DHARMENDRA RAY @ DHARMENDRA KUMAR Son of Lal Bahadur
Ray Resident of Village- Fatehjampur, P.S.- Nadi, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 29-04-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Nadi P.S. Case No. 291 of 2022 dated 25.07.2022 registered for
the offence punishable under Section 30(a) of Bihar Prohibition
and Excise Act.

3. The main submissions advanced by petitioner's
counsel are that the instant matter relates to the recovery of 90
litres of illicit country made liquor and the same is stated to
have been recovered from a motorcycle, being kept in three
sacks but the petitioner has no concern with the said motorcycle
and the petitioner was not arrested at the spot. Further
submissions are that the petitioner has criminal antecedent of
one case, in which he is on bail and in the present matter, he has



been languishing in jail since 29.12.2022 and against him, the investigation has been completed.

4. Learned APP appearing for the State has opposed the bail prayer.

5. Considering the above submissions and mainly the facts that the petitioner was not arrested at the spot and as per the seizure memo, two police personnel have been shown as witnesses of the seizure of the alleged liquor and against the petitioner, the investigation has been completed, in my opinion it is a fit case for bail to the petitioner. Accordingly, let the petitioner named-above be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Nadi P.S. Case No. 291 of 2022.

(Shailendra Singh, J)

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