

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8230 of 2023

Arising Out of PS. Case No.-638 Year-2022 Thana- DARIYAPUR District- Saran

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Ganesh Ray Son Of Panchhi Ray R/O Village- Parsadi, Parsauna, P.S.-
Dariapur, District- Saran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sumit Kumar

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for bail in a case
registered for the offence punishable under sections 30(a) of
the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 130 litres of
country made liquor from bushy place.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has no concern with the alleged
recovery or with the place of occurrence. Nothing
incriminating has been recovered from the conscious
possession of the petitioner. There is no independent witness
of the alleged seizure. He is languishing in judicial custody



since 28.11.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional District and Session Judge-II-cum learned First Exclusive Special Judge, Excise, Saran, Chapra in connection with Dariapur P.S. Case No. 638 of 2022.

(Sunil Kumar Panwar, J)

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