

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9700 of 2023

Arising Out of PS. Case No.-540 Year-2021 Thana- SHERGHATI District- Gaya

RAJU KUMAR S/O Ganauri Yadav R/O Village- Badhai Tola, Masaurhi, P.S-
Masaurhi, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh

For the Opposite Party/s : Mr.Meena Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 18-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner prayed for regular bail in connection
with Sherghati (Dobhi) P.S. Case no. 540 of 2021 instituted for
the offence under Section 30(a) of the Bihar Prohibition and
Excise Act.

Prosecution case relates to recovery of total 228 liters
liquor from a vehicle bearing registration no. BR01GG-8426
and the petitioner is said to be owner of the alleged vehicle.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been implicated in this present case. A
statement has been made in para-3 of the petition that the
petitioner has got no criminal antecedent. The petitioner is only



owner of the seized vehicle but he has no concern with the alleged recovery of illicit liquor. No any incriminating article has been recovered from conscious possession of the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 6.1.2023.

Learned APP appearing for the State has vehemently opposed the prayer of Bail and submitted that the vehicle from where the recovery has been made belongs to this petitioner.

The petitioner is directed to deposit a sum of Rs 20,000/- (Twenty Thousand) in the District Legal Services Authority of concerned District.

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 released on bail in connection with Sherghati (Dobhi) P.S. Case No. 540 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Addl. District and Sessions Judge-cum-Exclusive Special Excise Judge, Court No.02, Gaya.

The bail bonds of the petitioner shall be accepted by the learned court below on showing the receipt of deposit of Rs.



20,000/- (Rs. Twenty thousand) by the petitioner in the account
of the concerned DLSA.

(Sunil Kumar Panwar, J)

Amandeep/-

U		T	
---	--	---	--

