

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12155 of 2023

Arising Out of PS. Case No.-18 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Begusarai

=====

RAJESH KUMAR Son of Soni Roy R/V- Marwa Gopalpur, Ward no. 8, P.S-
Vidyapati Nagar, Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bipin Kumar

For the Opposite Party/s : Mr. Nitya Nand Tiwary

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

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

Prosecution case relates to recovery of total 632 liters
of illicit liquor from a vehicle bearing Registration No.
BR33M-7536 and the petitioner is said to be driver of the seized
vehicle who was trying to escape after seeing the police party.

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. Petitioner is alleged to be driver of the said vehicle but he has no concern with the alleged recovery of illicit liquor. No any incriminating article has been recovered from his possession. The petitioner is languishing in judicial custody since 18.1.2023.

Learned APP appearing for the State has vehemently opposed the prayer of Bail and submitted that the petitioner is apprehended on spot with the alleged recovery of illicit.

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 Excise P.S. Case No. 18 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.2, Begusarai.

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	
---	--	---	--

