

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11559 of 2023

Arising Out of PS. Case No.-417 Year-2022 Thana- WARISNAGAR District- Samastipur

AKHILESH RAY S/O LATE MOHIT RAY R/v- Malpur, P.S.- Patepur,
District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rana Sanjay Kumar Singh

For the Opposite Party/s : Mr.Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 23-06-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

As per prosecution case, there has been recovery of
450 liters of illegal IMFL from a Tata Magic vehicle,
Registration No. BR01GA-6058.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is the owner of the seized
vehicle but has not apprehended on spot. He submitted that the
petitioner has no concern with the seized liquor. Nothing
incriminating article has been recovered from the conscious
possession of the petitioner. Petitioner has got no criminal



antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 29.12.2022.

The application for bail is opposed by learned APP for the State.

The petitioner is directed to deposit Rs. 10,000/- (ten thousand) in the account of concerned DLSA.

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 concerned Court in connection with Warisnagar P.S. Case No. 417 of 2022.

The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of Rs. 10,000/- (ten thousand) by the petitioner in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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