

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.15280 of 2023**

Arising Out of PS. Case No.-462 Year-2022 Thana- DARIYAPUR District- Saran

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Pintu Kumar Son Of Ashok Ray R/O Village- Chakjalal, P.S.- Dariyapur,  
District- Saran

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Shatrughan Pandey

For the Opposite Party/s : Mr.Madan Kumar

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
ORAL ORDER

2      28-04-2023                      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 140 litres  
of country made liquor from open place. Three persons  
were apprehended on the spot. Petitioner is alleged to be  
fled away from the place of seizure.

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. The name of the petitioner has been disclosed in this case by the apprehended co-accused, Sarvajit Ray, before the police, which has got no evidentiary value in the eye of law. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 11.01.2023

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 & Sessions Judge II-cum-1st Exclusive Special Judge



Excise, Saran, Chapra in connection with Dariyapur P.S.  
Case No. 462 of 2022.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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