

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 14893 of 2023

Arising Out of PS. Case No.-52 Year-2023 Thana- MALSALAMI District- Patna

RAJA KUMAR @ RAJA RAIDER S/O BINOD PRASAD @ VINOD
PRASAD R/o- Bhaisani Tola, P.S.- Malsalami, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan

For the Opposite Party/s : Mr.Asha Devi

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-05-2023 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 Sections 30(a)/ 36 of the Bihar
Prohibition and Excise (Amendment) Act.

As per prosecution case, there has been recovery of
75 liters of illegal *Mahua* from 3 jute bags, which was tied on a
motorcycle, Bearing No. BR01CV-7423.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner has apprehended on spot. He
submitted that the petitioner has no concern either with the
seized motorcycle or with the liquor. Nothing incriminating
article has been recovered from the conscious possession of the



petitioner. He is languishing in judicial custody since 25.01.2023.

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

The petitioner is directed to deposit Rs. 5,000/- (Five 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 Special Judge Excise, Patna City, Patna in connection with Malsalami P.S. Case No. 52 of 2023.

The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of Rs. 5,000/- (Five thousand) by the petitioner in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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