

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16018 of 2023

Arising Out of PS. Case No.-3 Year-2023 Thana- SIWAN MUFFASIL District- Siwan

Mantu Kumar Rai@Mantu Kumar Yadav S/O Genar Rai @ Gana Ray
Village- Makanpura, P.S- Jalalpur, Distt.- Chhapra (Saran)

... .. Petitioner/S

Versus

The State Of Bihar Advocate General Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumari Anupam

For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-05-2023 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)
Bihar Prohibition and Excise Act.

The prosecution case relates to recovery of total
202 liter 830 ml liquor from a Vagon R vehicle bearing Reg.
No. DL3CAW-0126. It is further alleged that the petitioner
was apprehended on the spot after that this case has been
lodged.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has



falsely been implicated in this case. The petitioner has no concern with the alleged recovery nor vehicle in question belongs to him. It is further submitted that nothing incriminating material has been recovered from his conscious possession. The petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 04.01.2023.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Siwan Muffasil P.S. Case No. 03 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, Siwan.

(Sunil Kumar Panwar, J)

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