

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17421 of 2023

Arising Out of PS. Case No.-456 Year-2019 Thana- SURSAND District- Sitamarhi

INDRAJEET RAY @ INDRAJEET KUMAR @ JITU RAY Son of
Chandeshwar Rai R/o village - Narayanpur, Ward No.- 4, P.S.- Pupri, Dist.-
Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Asha Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-05-2023 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), 38, 41 of the
Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 1683 litres
nepali liquor from a pick-up van contained in 47 bags and
petitioner is the owner of the said vehicle.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Petitioner has no
concern with the alleged recovery. Because of his ownership, he
has been implicated in the present case. Neither the petitioner



was arrested nor any incriminating article has been recovered from his possession. Petitioner is languishing in judicial custody since 13.1.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

Petitioner is directed to deposit Rs. 20,000/- (Rs. twenty thousand) in the 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 Exclusive Special Excise Court No.-II, Sitamarhi in connection with Sursand P.S. Case No. 456 of 2019.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 20,000/- (twenty thousand only) by the petitioner in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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