

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23004 of 2023

Arising Out of PS. Case No.-22 Year-2022 Thana- AKILPUR District- Saran

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Nagendra Ray @ Karipawa @ Karithwa, Son of Ramjee Rai, Resident of
Village- Purani, Panapur, P.S- Akilpur, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary, Advocate
For the Opposite Party/s : Mr. Pranav Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

- 2 12-05-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.
2. Petitioner seeks regular bail in connection with
S.Tr. No. 825 of 2022, arising out of Akilpur P.S. Case No. 22 of
2022 dated 26.03.2022 registered for the offences punishable
under Sections 30 (a) and 32(1) of Bihar Prohibition and Excise
Act.
3. The main submissions advanced by the learned
counsel for the petitioner are that the instant matter relates to the
recovery of 100 litres of country made liquor and the same is
stated to have been recovered from Diara area which is a public



place and as per the allegation the accused persons were indulged in manufacturing of illicit liquor and at the place of recovery some people found manufacturing the alleged liquor and the said liquor was also recovered but as per FIR several persons have been shown as being involved in the alleged crime but petitioner was not apprehended at the spot and similarly situated two co-accused persons namely, Santosh Rai and Vijay Rai have been granted bail by different benches of this court vide orders passed in Cr. Misc. No. 63599 of 2022 and and Cr. Misc. No. 21332 of 2023 respectively and the petitioner has fair and clean antecedent and against him the investigation has been completed and there is no independent witness of the seizure of the alleged wine.

4. Learned APP appearing for the State opposes the bail prayer.

5. Considering the above submissions and mainly petitioner's fair and clean antecedent and completion of investigation against him and also the fact that similarly situated two co-accused persons mentioned above are on bail, in the opinion of this court, the petitioner deserves to a lenient approach of this court. Accordingly, let the petitioner be released on bail in connection with S. Tr. No. 825 of 2022, arising out of



Akilpur P.S. Case No. 22 of 2022 on furnishing bail bond of Rs.
10,000/- (Ten Thousand) with two sureties of the like amount
each to the satisfaction of the Court concerned.

(Shailendra Singh, J)

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