

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25950 of 2023

Arising Out of PS. Case No.-88 Year-2023 Thana- JANDAHA District- Vaishali

SURAJ KUMAR Son of Lakhpatri Rai @ Lakhapatri Ray R/O Village and
P.S.- Sarai Ranjan, District - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anish Kumar

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 24-07-2023 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner prayed for regular bail in
connection with Jandaha P.S. Case no. 88 of 2023 instituted
for the offence under Sections 30(a), 32(i), 41(i) of the
Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 625.140
liters illicit country made liquor from a pickup van bearing
Reg. No. BR-29C-7524.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. The petitioner was driver of the
alleged vehicle and he was apprehended on the spot due to



which he has falsely been implicated in this present case. He has got no criminal antecedent. The petitioner has no concern with the alleged recovery nor vehicle in question belongs to him. It is further submitted that nothing incriminating article has been recovered from his conscious possession. The petitioner is languishing in judicial custody since 13.03.2023.

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

The petitioner being driver of the alleged vehicle is directed to deposit a sum of Rs 10,000/- (Ten Thousand) in the District Legal Services Authority of concerned District.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Jandaha P.S. Case No. 88 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 Judge Excise



Court No-1-Cum Additional District and Sessions Judge,
Vaishali at Hajipur.

The bail bonds of the petitioner shall be accepted
by the learned court below on showing the receipt of
deposit of Rs. 10,000/- (Rs. Ten thousand) by the petitioner
in the account of the concerned DLS.

(Sunil Kumar Panwar, J)

Manishkumar/-

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