

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46500 of 2023

Arising Out of PS. Case No.-340 Year-2023 Thana- PATNA CITY CHOWK District- Patna

Sunil Kumar S/o Muni Lal Ray @ Munilal Ray, Resident of village-
Hiranandshah Gali, Police Station-Chowk, District-Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan, Advocate

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 11-08-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks pre-arrest bail in connection with
Chowk P.S.Case No.340/23, registered for the offences
punishable under Section 30(a) of the Bihar Prohibition and
Excise (Amendment) Act, 2022.

As per FIR, allegation against the petitioner is of
recovery of 20.5 ltr. of illicit country-made liquor from the
backside of the Khatal of the petitioner kept in a plastic bag.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner is innocent and he has falsely been
implicated in the present case and made accused for the offence
committed under Section 30(a) of the Bihar Prohibition and
Excise (Amendment) Act, 2022.



Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail. He has further submitted that there are three cases of similar nature pending against the petitioner under the Excise Act.

Considering the nature of allegation made in the FIR as well as the quantity of the liquor recovered from the backside of the Khatal of the petitioner, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, 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, Patna City in connection with Chowk P.S.Case No.340/23, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. with a warning that the petitioner will not be indulged in similar nature of offence in future.

(Purnendu Singh, J)

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