

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55575 of 2023**

Arising Out of PS. Case No.-109 Year-2023 Thana- KANHAULI District- Sitamarhi

Keshav Jha Son Of Triveni Jha Resident Of Village- Sangram Fandah , Ps-
Riga, Distt- Sitamarhi

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ashok Kumar Jha, Advocate
For the Opposite Party : Mr. Akshay Lal Pandit, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER**

2 30-08-2023 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks bail in connection with
Kanhauli P.S. Case No. 109 of 2023 dated 01.07.2023,
instituted for the offences punishable under Sections 30(a) of
the Bihar Prohibition and Excise Act.

3. Allegation is recovery of 1548 Litres Nepali
liquor from a four wheeler pickup van.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and he has no concern with the
recovered liquor. It is submitted that the petitioner is neither
the owner of the motorcycles and four wheeler pickup van nor
the driver of the said vehicles. It is further submitted that the



petitioner is in custody since 24.11.2022 and charge-sheet has been filed in this case.

5. Learned A.P.P for the State opposes the prayer for bail.

6. It appears that the petitioner has four criminal cases of similar nature.

7. Considering the antecedents of the petitioner, this Court is not inclined to release the petitioner on bail at this stage.

8. Accordingly, prayer for bail is rejected for the present.

9. However, the petitioner shall be released on bail by the Court below after framing of charge in the case on the sureties to be fixed by the Court below itself and also on such terms and conditions as the Court below may deem fit and proper in the facts and circumstances of the case.

(Khatim Reza, J)

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