

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60789 of 2023

Arising Out of PS. Case No.-288 Year-2021 Thana- BHAGWAN BAZAR District- Saran

Mahesh Rai @ Mahesh Yadav Son Of Jawahir Ray @ Jawahar Rai Village-
Ajayabganj Ps- Bhagwan Bazar Dist- Chapra Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raushan Raj

For the Opposite Party/s : Mr.Asha Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 15-09-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Section 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 200 litres of illicit country
made liquor and a motorcycle from the orchard.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. Nothing has been recovered
from the conscious possession of the petitioner. The
recovery was made from an open space. The petitioner



was not arrested from the spot. Moreover, the illicit liquor, place of seizure or motorcycle do not belong to the petitioner. The petitioner is languishing in custody since 27.06.2023.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned 2nd Additional District & Sessions Judge-cum-1st Exclusive Special Judge, Excise, Saran at Chapra in connection with Bhagwan Bazar P.S Case No. 288 of 2021.

(Sunil Kumar Panwar, J)

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