

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64012 of 2023

Arising Out of PS. Case No.-245 Year-2023 Thana- DARAUNDA District- Siwan

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Manager Ram Son Of Yugeshwar Ram Resident Of Village- Milki
Madhwapur, Ps- Daraunda, Distt- Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 16-10-2023 Heard Mr. Bijay Prakash Singh, learned counsel

appearing on behalf of the petitioner and Mr. Nand Kishore

Prasad, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Daraunda P.S. Case No. 245 of 2023 dated 26.07.2023
registered for the offence punishable under Section Sections
30(a) of the Bihar Prohibition and Excise Act, 2016.

3. Prosecution story, in brief, 5 liters of country made
wine has been recovered from bush, which was in front of
petitioner's house.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has
committed no offence. He submits that nothing incriminating
has been recovered from the possession of the petitioner and his

name has transpired in this case merely on the basis of secret information made by informer.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the submissions made by the learned counsel appearing on behalf of the petitioner, as well as, 15 liters of liquor not recovered from the possession of the petitioner, I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, 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. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise, Court No.1, Siwan in connection with Daraunda P.S. Case No. 245 of 2023 dated 26.07.2023, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J.)

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