

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65313 of 2023

Arising Out of PS. Case No.-394 Year-2023 Thana- PATNA CITY CHOWK District- Patna

UPENDRA RAI Son of Late Sobhit Rai R/o ward no. 65, Mohalla - Ghagha
Gali, P.S. - Chowk, distt. - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rudal Singh

For the Opposite Party/s : Mr.Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
5.5 liters of illegal foreign liquor from the bag of the petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner has apprehended on spot. He
submitted that the petitioner has no concern with the wine in
question. On the basis of suspicion and due to his criminal
antecedents, he has been falsely implicated in the present case
by the police party. He is languishing in judicial custody since



13.07.2023.

5. The application for bail is opposed by learned APP
for the State.

6. Having heard learned counsel for the parties and
considering the facts and circumstances of the case as well as
period of custody, this court is inclined to enlarge the petitioner
on bail. The above named petitioner is directed to be enlarged
on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand
only) with two sureties of the like amount each to the
satisfaction of the learned Court concerned in connection with
Patna City Chowk P.S. Case No. 394 of 2023.

(Sunil Kumar Panwar, J)

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