

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70288 of 2023

Arising Out of PS. Case No.-474 Year-2023 Thana- SHAHPUR PATORI District- Samastipur

Bhajan Rai Son Of Late Mahabir Rai Resident Of Village- Baghra, Ps- Patori,
Mohanpur (Op), Distt- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bindeswari Singh

For the Opposite Party/s : Mr.Bhanu Pratap Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 06-11-2023 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
113.06 liters of illegal liquor from *Batthan*.

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 was not apprehended on spot.
He submitted that the petitioner has no concern with the wine in
question. No incriminating article has been recovered from the
conscious possession of the petitioner rather the as alleged
recovery has been made behind the house of the petitioner. He is



languishing in judicial custody since 05.08.2023.

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 Spl. Excise Judge No.2, Samastipur in
connection with Shahpur Patori P.S. Case No. 474 of 2023.

(Sunil Kumar Panwar, J)

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