

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.70892 of 2022**

Arising Out of PS. Case No.-354 Year-2021 Thana- VAISHALI District- Vaishali

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Rahul Kumar Son Of Bhikhar Rai Resident Of Village - Karnaiji (Wrongly  
Mentioned As Pojhiyan In Fir) O.P.- Bailser, P.S. And District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ravi Bhardwaj  
For the Opposite Party/s : Mr.Arun Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      25-02-2023                      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  
  
Sections 272, 273, 413, 414 of the Indian Penal Code  
  
and Sections 30(a), 41(1) of the Bihar Prohibition &  
  
Excise Act.

There is recovery of 492.39 litres of illicit  
  
Indian made Foreign liquor from the truck, alto car and  
  
motorcycle. Three persons were apprehended who



disclosed the name of the petitioner as one of his associates.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner was not apprehended from the spot. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no concern either with the seized vehicles or the arrested accused persons or the recovered country made liquor. The petitioner is languishing in custody since 11.10.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, 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 Special Excise Court No. 2, Vaishali at Hajipur in connection with Vaishali P.S. Case



No. 354 of 2021.

(Sunil Kumar Panwar, J)

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