

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78391 of 2023

Arising Out of PS. Case No.-1479 Year-2023 Thana- Excise P.S. District- Muzaffarpur

RAJENDRA KUMAR @ RAJENDAR KUMAR S/O CHATAN MAHTO @
CHATAN SINGH VILLAGE- DAMODARPUR HOUSING BOARD
COLONY, PS. KANTI, DIST. MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Yugal Kishore

For the Opposite Party/s : Mr.Rina Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 06-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 30(a)/32(3) of the
Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 187.44 litres
of illicit ILMF from the house of the petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. The alleged house does not belong to the petitioner. He
has no concern with the alleged recovery or with the place of
occurrence. Only on the basis of suspicion, his name has been
wrongly dragged in the present case. Provision of Section 100



CR.P.C. has not been followed by the police officials while preparing the seizure list. He is languishing in judicial custody since 14.8.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Special Judge (Excise) Court no. II, Muzaffarpur in connection with Excise PS Case No. 1479 of 2023.

(Sunil Kumar Panwar, J)

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