

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6242 of 2024

Arising Out of PS. Case No.-283 Year-2023 Thana- BAIRIYA District- West Champaran

Rohan Kumar Son Of Shivji Prasad @ Shiv Ji Sah Resident Of Village - Indra
Chowk, P.S. - Bettiah Town, District - West Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 19-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Bairiya P.S. Case No. 283 of 2023 registered for the offence
under Section 414 of I.P.C. and Section 30(a) of Bihar
Prohibition & Excise Act.

3. It is a case of recovery of total 87.825 illegal liquor
and a motorcycle bearing Reg. No. BR -22 AE/8946.

4. Learned counsel for the petitioner submits that the
petitioner is innocent, committed no offence and has falsely
been implicated in the present case. Nothing has been recovered
from the possession of the petitioner. He further submits that the
petitioner is in custody since 22.09.2023.

5. However, learned APP for the State vehemently



opposed the prayer for regular bail.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail *after framing of charge* on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise, Bettiah, West Champaran in connection with Bairiya P.S. Case No. 283 of 2023.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that if the charge-sheet has not been submitted then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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