

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9071 of 2024

Arising Out of PS. Case No.-437 Year-2023 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Raja Singh Son of Parsuram Singh Resident of village - Paspura, Ward No.-
17, P.S. - Muffasil, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar Singh
For the Opposite Party/s : Mr.Md. Shakir Ahmad

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

ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection with

Muffasil P.S Case No. 437 of 2023 registered for the

offence punishable under Section 30(a) of the Bihar Excise

and Prohibition Act, 2022.

3. As per allegation in the FIR, total 107.28 litres

of foreign liquor was recovered from a *Bathan*.

4. Learned counsel for the petitioner submits that

petitioner has falsely been implicated in this case. He

further submits that nothing has been recovered from the

possession of the petitioner and he is in judicial custody



since 31.10.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On persual of the seizure list, FIR, recovery was made from the *Bathan* of co-accused Chandan Singh who has already granted bail by Co-ordinate Bench of the Court *vide* order dated 25.01.2024 in Cr. Misc. No. 68844 of 2023. Considering the aforesaid facts, and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise 1st , Begusarai in the connection with Muffasil P.S Case No. 437 of 2023

7. The trial court is directed to conclude the proceeding of framing of charge according to law a period of one month 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)

Mayank/-

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