

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4587 of 2024

Arising Out of PS. Case No.-408 Year-2023 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Rahul Jha @ Rahul Kumar Jha Son Of Bipin Jha Resident Of Village -
Morwa Dih, P.S. - Mushrighrari, District - Samastipur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rabindra Kumar

For the Opposite Party/s : Mr.Parmanand Prasad

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 08-02-2024 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, 414 of the Indian Penal Code and

Sections 30(a), 36, 37, 41(i)(ii) of the Bihar Prohibition
& Excise Act.

There is recovery of 177.450 litres of illicit

Indian made foreign liquor from different vehicles.

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 has been recovered from the conscious possession of the petitioner. The petitioner has no concern either with the seized vehicles or apprehended accused persons or the illicit liquor. The petitioner is languishing in custody since 09.11.2023.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, 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 Judge, Excise Act, Court No. 1, Samastipur in connection with Musrighrari P.S. Case No. 408 of 2023.

(Sunil Kumar Panwar, J)

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