

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5354 of 2024

Arising Out of PS. Case No.-735 Year-2023 Thana- SHAHPUR PATORI District- Samastipur

Rahul Kumar @ Rahul Kumar Ray Son Of Late Nathuni Ray Resident Of
Village- Braitha Telgama, Ps- Patory (MOHANPUR Op), Distt- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhay Shanker Singh, Adv.

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Patory (Mohanpur O.P.) P.S. Case No. 735 of 2023, lodged on
27.11.2023 under Section 30(a) of the Bihar Prohibition and
Excise Amendment Act, 2022.

3. As per the prosecution case, total 72 litres of
foreign liquor was recovered which is the subject matter of the
present case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that 18 litres of alleged foreign liquor was
recovered from the *verandah* of the petitioner and the rest was
recovered from the vehicle. Counsel further submits that the



petitioner is subject to conspiracy.

5. Learned counsel for the petitioner submits that the antecedent of the petitioner is clean and he is in custody since 28.11.2023. Counsel also submits that the charge-sheet has already been filed in this case.

6. Learned APP for the State opposes the prayer for bail of the petitioner.

7. In the present facts and circumstances of this case and the submissions made above considering the antecedent of the petitioner, **let the petitioner above named be granted bail,** on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-02, Samastipur in connection with Patory (Mohanpur O.P.) P.S. Case No. 735 of 2023.

(Dr. Anshuman, J.)

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