

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7701 of 2024

Arising Out of PS. Case No.-123 Year-2023 Thana- KAJRA District- Lakhisarai

Subhash Kumar S/O Sanjeet Singh @ Sanjiv Singh @ Sanjeev Kumar R/O
Village- Basudeopur, P.S- Kajra, Distt.- Lakhisarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, Advocate

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

ORAL ORDER

2 12-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Kajra P.S Case No. 123/2023 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise (Amendment) Act, 2018.

3. As per allegation in the FIR, total 100 litres of
country-made liquor was recovered from a sack.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. Similarly
situated co-accused has already granted bail by the Co-ordinate
Bench of this Court *vide* order dated 10.01.2024 passed in
Criminal Miscellaneous No. 83051 of 2023. He further submits



that nothing has been recovered from the possession of the petitioner and he is in judicial custody since 14.12.2023.

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

6. 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 Additional District and Sessions Judge-V-cum-Special Excise Court-II, Lakhisarai District- Lakhisarai in the connection with Kajra P.S Case No. 123/2023.

7. However, the trial court is directed to conclude the proceeding of *framing of charge* according to law within a period of fifteen days from the date of receipt of this order.

(Ramesh Chand Malviya, J)

Mayank/
Brajesh/-

U		T	
---	--	---	--

