

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9085 of 2024

Arising Out of PS. Case No.-75 Year-2023 Thana- Excise P.S. District- Siwan

Samir Ansari, Male, aged about 20 years, Son of Sahid Ansari @ Shahid,
Resident of Village-Laar Bazar, P.S.-Laar, District-Deoria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

**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 seeks bail in connection with
Maharajganj Excise PS Case No. 75 of 2023 instituted for the
offences punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

3. As per the prosecution case, total 345.600 liters
illegal foreign liquor has been recovered from a Hyundai Car.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has
falsely been implicated in this case. Nothing has been
recovered from the conscious possession of the petitioner.
Petitioner is the driver of the said vehicle and he is not aware of
the seized articles. Petitioner is not the owner of the said



vehicle. Petitioner has got no criminal antecedent as stated in para-3 of the petition. Petitioner is in custody since 09.12.2023.

5. Learned APP opposes the prayer for bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner above named be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Excise Court No. II, Siwan in connection with Maharajang (Excise) PS Case No. 75 of 2023.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen 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 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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