

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11672 of 2024

Arising Out of PS. Case No.-1638 Year-2023 Thana- Excise P.S. District- Kishanganj

Gyan Singh S/O Shankar Singh Resident Of Rajiv Gandhi Nagar, Plot No. 52e, Ps. Ram Nagariya, Dist. Jaipur (RAJASTHAN).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghwendra Singh
For the Opposite Party/s : Mr.Nitya Nand Tiwary

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

ORAL ORDER

2 23-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection with Excise @ Madya Nisedh P.S Case No. 1638 of 2023 registered for the offences punishable under Sections 30(a), 32(3) of the Bihar Prohibition and Excise (Amendment Act), 2018.

3. As per F.I.R., 569.400 litres of illicit liquor has been recovered from Bolero vehilce.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He further submits that the petitioner is not owner of the



Bolero vehicle. It is also submitted that petitioner is in judicial custody since 30.11.2023.

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

6. On perusal of the FIR, impugned order and period of custody and also 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, IV, Special Judge (Excise-II), Kishanganj in connection with Excise @ Madya Nisesh P.S Case No. 1638 of 2023.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 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 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)

Guddu/-

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

