

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13822 of 2024

Arising Out of PS. Case No.-72 Year-2023 Thana- UDAKISHUNGANJ District- Madhepura

Ranjeet Sah @ Ranjit Kumar Son of Late Laxmi Sah R/o vill - Ganail ward
no. 11, P.S. - Bihariganj, Distt. - Madhepura Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Chand Prasad, Adv.

For the Opposite Party/s : Mrs. Asha Devi, APP

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

ORAL ORDER

2 28-02-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
Udakishunganj P.S Case No. 72 of 2023 registered for the
offences punishable under Sections 30(a) of Bihar Prohibition
and Excise Act, 2022.

3. As per prosecution case, total 25 litres of illicit
country made wine was recovered from a tea shop belonging to
the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is further
submitted that no incriminating article has been recovered from
the conscious possession of the petitioner. Learned counsel for
the petitioner next submits that the name of the petitioner got
surfaced in the present case on the confessional statement of one
co-accused, namely, Vicky Kumar who was arrested on the
spot. The petitioner is in custody since 15.05.2023.



5. However, learned APP for the State opposed 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 Sessions Judge 5th cum-Special Judge, Excise Act, I, Madhepura in connection with Udakishunganj P.S Case No. 72 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)

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