

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11955 of 2024

Arising Out of PS. Case No.-872 Year-2023 Thana- Excise P.S. District- Aurangabad

Rishi Kumar S/O Baijnath Paswan R/O Village- Sitabigha, P.S- Sasaram,
Distt.- Rohtas.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Rahul Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Humayou Ahmad Khan, APP

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

ORAL ORDER

4 19-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered
for the offence under Sections 30(a), 32(1) and 32(3) of the Bi-
har Prohibition and Excise Act, 2018.

3. As per the prosecution case, total 262.8 liters of
IMFL has been recovered from two tempo.

4. Learned counsel for the petitioner submitted that
petitioner has falsely been implicated in this case. He next sub-
mits that similarly situated co-accused persons have already
been granted bail by this Court passed in Cr. Misc. No. 15608 of
2024 and he is in custody since 25.11.2023.

5. Learned APP appearing for the State, op-



poses the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the above named petitioner be directed to be released on bail *after framing of the charge* in connection with Excise P.S. Case No.872 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge Excise-II, Aurangabad.

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 above named petitioners shall be released on bail on furnishing bail bond with further condition that the petitioners have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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