

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23448 of 2024

Arising Out of PS. Case No.-283 Year-2023 Thana- DIDARGANJ District- Patna

Ajay Ray @ Jaya Ray S/o- Rambabu Ray @ Late Rambabu Yadav Village-
Rikabganj Didarganj W.No-72, Ps- Didarganj Dist- patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 22-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Didarganj P.S. case No.
283 of 2023 instituted for the offences under Sections 30(a), 36
and 37 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 50 liters liquor
was recovered from the bag of co-accused Ashok Kumar.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered
from the conscious possession of the petitioner. The petitioner
has got no concern with the alleged recovery of liquor. It is
further submitted that the name of the petitioner has transpired



on the basis of confessional statement of co-accused namely Ashok Kumar. The petitioner is in custody since 17.02.2024 and has got one criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Didarganj P.S. case No. 283 of 2023.

(Rudra Prakash Mishra, J)

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