

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25947 of 2024

Arising Out of PS. Case No.-35 Year-2014 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Uday Rai @ Uday Kumar Yadav @ Uday Kumar Son Of Santo Rai @
Satyanarayan Rai Resident Of Village - Mahishi (BAMBIYA), Police Station
- Bibhutipur, District - Samastipur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh, Adv.

For the Opposite Party/s : Mr. Arun Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA

ORAL ORDER

2 08-04-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection with
Excise P.S Case No. 35 of 2014 registered for the offences
punishable under Sections 47(a) of Bihar Excise Act.

3. As per prosecution case, total 840 litre illicit
liquor was recovered from the Tata Magic.

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.
On perusal of seizure list there is no independent witness. It



is also submitted that petitioner is in judicial custody since 20.01.2024.

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 on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (Excise)-02, Samastipur in connection with Excise P.S Case No. 35 of 2014.

(Ramesh Chand Malviya, J)

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