

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26192 of 2024

Arising Out of PS. Case No.-74 Year-2024 Thana- Excise P.S. District- Gaya

Prabhakar @ Prabhakar Singh Son Of Ram Prasad @ Ram Prasad Singh
Resident Of Village - Bade Tal, Police Station - Tarabaganj, District - Gonda
(U.P.)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

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 seeks regular bail in connection with
Gaya Sadar Excise Case No. 74 of 2024 registered for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act.

3. It is a case of recovery of total 2673.36 liters of
foreign liquor from truck bearing registration No. UP-43AT-
5336.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Nothing has been recovered from the possession of
the petitioner. Petitioner is the driver of the said truck. He
further submits that there is no independent witness of the



seizure list and the petitioner is in custody since 14.01.2024.

5. However, learned APP for the State vehemently opposed the prayer for regular bail.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Excise court No. 3, Gaya, District - Gaya in connection with Gaya Sadar Excise P.S. Case No. 74 of 2024.

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 proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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