

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24795 of 2024

Arising Out of PS. Case No.-96 Year-2024 Thana- LAHERIYASARAI District- Darbhanga

Ataur Rahman Son Of Late Fasjul Rahaman @ Fazlu Rahman Resident Of
Village- Maulaganj, Po- Lalbagh, Ps- Laheriasarai, Dist- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anshu Dhar Sharma

For the Opposite Party/s : Mr.Umeshanand Pandit

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

ORAL ORDER

2 28-03-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
Laheriasarai P.S Case No. 96 of 2024 registered for the
offences punishable under Sections 30(a), 37 of Bihar
Prohibition and Excise Amendment Act, 2018.

3. As per prosecution case, total 600 ml illicit
liquor was recovered from the possession of 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.



On perusal of seizure list there is no independent witness. Petitioner has got no criminal antecedent as stated in para 3 of the bail petition. It is also submitted that petitioner is in judicial custody since 18.02.2024.

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 personal bond of Rs. 5,000/- (Five thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge-II (Excise Act), Darbhanga in connection with Laheriasarai P.S Case No. 96 of 2024.

(Ramesh Chand Malviya, J)

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