

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29040 of 2024

Arising Out of PS. Case No.-143 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

1. Ajit Kumar Singh @ Ajit Kumar @ Ajit Singh Son of Singeshwar Singh
Resident of Village- Baikatpur, P.S.- Khushrupur, District- Patna
2. Bittu Kumar @ Prasant Kumar @ Bittu Son of Ashok Singh Resident of
Village- Chaksingar, P.S.- Jorawanpur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 16-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
P.R. No. 143 of 2024 arising out of Prohibition of Excise P.S. Case
No. 143 of 2024 registered for the offence under Section 30(a) /
32(iii) of the Bihar Prohibition and Excise Act.

3. As per allegation in the FIR, it is a case of recovery of
total 345.800 liters of illicit liquor.

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. He further submits that there is no independent
witness of the seizure list, petitioner has no criminal antecedent as
stated in paragraph 3 of the application and the petitioner is in



custody since 21.02.2024.

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 Court of Special Judge, Excise – II, Kaimur at Bhabua in connection with P.R. No. 143 of 2024 arising out of Prohibition of Excise P.S. Case No. 143 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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