

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27750 of 2024

Arising Out of PS. Case No.-206 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

Nagendra Ram, Aged about 34 years, Male, S/O Surendra Ram R/O Village-
Jamira, P.S- Mufassil, Distt.- Bhojpur (Ara).

THE STATE OF BIHAR

Versus

... .. Petitioner/s

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr.Sarfraz Ahmad, Advocate
For the Opposite Party/s : Mr.Aditya Narayan Singh.1, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA

ORAL ORDER

2 15-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
P.S. Case No. 206 of 2024 instituted for the offences punishable
under Sections 30(a) and 32(3) of Bihar Prohibition and Excise
Act.

3. As per the prosecution case, petitioner was
apprehended on the spot and from a car bearing registration No.
BR01AU-5969, total 125.64 liters of illicit foreign liquor was
recovered.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He has



falsely been implicated in this case. He has no concern with the alleged recovered recovery. As submitted by the learned counsel for the petitioner that petitioner is driver of the said vehicle. Nothing incriminating article has been recovered from his conscious possession. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. He is languishing in judicial custody since 07.03.2024.

5. Learned APP for the State has vehemently opposed the prayer for bail.

6. Considering the facts and circumstances of the case and submissions made on behalf of the petitioner as well as period of custody of the petitioner, let the above named petitioner 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 the learned 2nd Exclusive Special Judge (Excise), Kaimur at Bhabhua in connection with Excise P.S. Case No.206 of 2024.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) 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 above conditions and he shall be present physically on
each and every date before the Trial Court till conclusion of the
proceeding of framing of charge.

(Ramesh Chand Malviya, J)

lata/-

U		T	
---	--	---	--

