

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29683 of 2024

Arising Out of PS. Case No.-18 Year-2022 Thana- BANGARA District- Samastipur

RANJAY KUMAR @ RANJAY RAI S/O SHATRUGHAN RAY R/O
VILLAGE- MAHUA SIHRAY, P.S- MAHUA, DISTT.- VAISHALI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anant Kumar Mishra
For the Opposite Party/s : Mr.Ajay Kumar No. 2

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 19-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bangara
P.S. Case No. 18 of 2022 instituted for the offences punishable
under Sections 272 and 273 of the Indian Penal Code and
Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
total 3546 liters of illegal foreign liquor from a *Truck*.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner was not apprehended on spot. The name of the
petitioner has come into light on the basis of confessional
statement of apprehended co-accused person, which has no
evidentiary value in the eyes of law. Petitioner is neither the



driver nor the owner of the seized *truck*. No incriminating article has been recovered from the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. He further submitted that the other co-accused has already been granted bail by this Bench vide order dated 19.02.2024 passed in Cr. Misc. No. 8967 of 2024. The petitioner is in custody since 07.03.2024 and has no criminal antecedent. There is no compliance of Section 100 of the Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the 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 Court below/concerned Court in connection with Bangara P.S. Case No. 18 of 2022.

(Rudra Prakash Mishra, J)

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