

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29963 of 2024

Arising Out of PS. Case No.-52 Year-2024 Thana- Excise P.S. District- Madhepura

Rupesh Kumar S/o- Sadanand Yadav Village- Fatehpur W.No-14, Ps-
Bihariganj Dist- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjay Kumar Singh

For the Opposite Party/s : Mr. Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 18-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Udakishunganj Excise Police Station Case No. 52 of 2024
registered for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. Allegation is of recovery of total 63.00 liters of
foreign liquor from the possession of the petitioner.

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 in custody since 25.03.2024.

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 Additional Sessions Judge – VII – cum – Special Judge, Excise – II, Madhepura in connection with Udakishunganj Excise P.S. Case No. 52 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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