

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44964 of 2024

Arising Out of PS. Case No.-1049 Year-2023 Thana- DEHRI TOWN District- Rohtas

Kashinath Rai son of Ram Ekbal Rai Village- Sabalpur Navaltola Ps- sonpur
Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sadanand Roy, Advocate

For the Opposite Party/s : Mr. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-07-2024 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30 (a) of Bihar Prohibition
and Excise (Amendment) Act 2022 .

3. It is alleged that 750 ml of foreign liquor was
recovered from the motorcycle in question .

4. It is submitted that the petitioner is innocent and
has falsely been implicated in this case only on the basis of
suspicion . As per F.I.R., it was co-accused *Munna Kumar*, the
driver and *Rajneesh Kumar* (pillion rider) of the motorcycle of
the petitioner, carrying the illegal liquor with them without the
knowledge and consent of this petitioner. No incriminating
material has been recovered from the conscious possession of



the petitioner and he is no way connected with the aforesaid recovery. Petitioner claims clean antecedent.

5. Learned counsel for the State opposes the bail petition.

6. Considering the quantity, clean antecedent of the petitioner and other circumstances of the case , in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise court No. 1 Rohtas at Sasaram in connection with Dehri (Town) Police Station Case No. 1049 of 2023 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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