

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49708 of 2024

Arising Out of PS. Case No.-203 Year-2024 Thana- MOTIHARI MUFASIL District- East
Champaran

Dhiraj Kumar S/o Ramesh Rai @ Ramesh Ray R/o Village- Akauna, P.S.-
Chiraiya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manjeet Kumar Mishra
For the Opposite Party/s : Mr.Asha Devi

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 15-07-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Muffasil P.S Case No. 203 of 2024 dated 02.05.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act and 25(1-b)a, 26/35 of the Arms Act.

3. As per the prosecution case, total 900 ml of illicit Nepali liquor was recovered from the dickey of the motorcycle. A loaded country-made pistol and a 8mm live cartridge were also recovered.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in



this case. It is further submitted that the recovery has been made from the said motorcycle does not belong to him. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The other co-accused person has already been granted bail by this court *vide* order dated 08.07.2024 passed in Cr. Misc. No. 47527/2024. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 03.05.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, East Champaran, Motihari, in connection with Muffasil P.S Case No. 203 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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