

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53436 of 2024

Arising Out of PS. Case No.-396 Year-2023 Thana- LALGANJ District- Vaishali

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Nawal Ray @ Nawal Kumar, S/O Rajgir Ray R/O Village- Salempur, P.S-
Lalganj, Distt.- Vaishali.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nidhi Anand
For the Opposite Party/s : Mr.Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 06-09-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Section 30(a) of the Excise Act.
3. The learned counsel for the petitioner submits that
the petitioner has antecedent of eight cases and the allegation is
of recovery of 210 litres of liquor from seven gallons.
4. The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and he came to be
implicated at the instance of local people, but then, the name of
the person, who disclosed the name of the petitioner is not
disclosed in the F.I.R., which cast an aspersion on the case of
the prosecution. It is also submitted that once an accused is



implicated in a case relating to excise, the police starts implicating mechanically and at times to save the real culprits and petitioner is in custody since 06.06.2024.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.1-cum- Additional District & Sessions Judge, Vaishali at Hajipur in connection with Vaishali Lalganj P. S. Case No.396 of 2023.

7. The application stands allowed.

(Satyavrat Verma, J)

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