

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.55518 of 2024**

Arising Out of PS. Case No.-8 Year-2024 Thana- Excise P.S. District- Samastipur

Laxman Ray Son of Ram Bilash Ray R/o Belsandi Ward no.-02, P.s.-  
Bibhutipur, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Pramod Kumar Singh, Advocate  
For the Opposite Party/s : Ms. Sucheta Yadav, APP

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

ORAL ORDER

2      09-08-2024      Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner apprehends his arrest in connection  
with Rosera Excise P.S. Case No. 08 of 2024 instituted for the  
offences under Sections 30(a) of the Bihar Prohibition and  
Excise Act.

3.      The prosecution case, in short, is that total 262.185  
litres of Foreign liquor was recovered from animal shed.

4.      Learned counsel for the petitioner submitted that  
the petitioner has falsely been implicated in the present case. No  
incriminating article has been recovered from the conscious  
possession of the petitioner. From perusal of the FIR, it appears  
that apprehended co-accused, Anjali Kumari, has disclosed the



name of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. The petitioner 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, let the petitioner above named, in the event of arrest/surrender before the learned Court below within a period of six months from today, be released on anticipatory 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 Rosera Excise P.S. Case No. 08 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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