

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.63813 of 2024**

Arising Out of PS. Case No.-157 Year-2024 Thana- MANIHARI District- Katihar

Mohit Ray S/o- Amit Ray Resident of Purnea Newalal Chowk Line Basti  
Panchayat Bhawan PS-Sadar District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Md. Fazle Karim, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

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

ORAL ORDER

2      09-09-2024                      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 Manihari P.S. Case No. 157 of 2024 dated 28.06.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 44 litres of illicit foreign liquor was recovered from the two motorcycles out of which 19.875 litres of foreign liquor was recovered from the petitioner's motorcycle and 24 litres of illicit foreign liquor was recovered from the bag of the co-accused, Mithun Kumar.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious



possession of the petitioner. The name of the petitioner has transpired in this case on mere suspicion. The petitioner has no concern with the alleged recovery. The petitioner has three criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 29.06.2024.

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, Katihar in connection with Manihari P.S. Case No. 157 of 2024, with the condition:-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

**(Chandra Prakash Singh, J)**

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