

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61674 of 2024

Arising Out of PS. Case No.-286 Year-2023 Thana- GOPALPUR District- Gopalganj

Manish Rai Son of Brajraj Rai @ Vajaraj Rai Resident of Village - Rajaram
Narahwan, P.S. - Gopalpur, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-09-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Section 30(a) of the Bihar Prohibition
and Excise Act in connection with Gopalpur P.S. Case No.286
of 2023.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of one case and allegation is of
recovery of 26 liters of liquor from two motorcycles.

4. It is next submitted that petitioner was not arrested
from the spot as such nothing was recovered from his conscious
possession and is not owner of the seized vehicle and he came to
be implicated based on confessional statement of apprehended
accused in police custody which does not have any evidentiary
value and is in custody since 14.06.2024.



5. The learned APP for the State opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.5000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge-IV-cum-Exclusive Special Excise Judge-II, Gopalganj in connection with Gopalpur P.S. Case No.286 of 2023.

7. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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