

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61645 of 2024

Arising Out of PS. Case No.-70 Year-2024 Thana- KADAMKUAN District- Patna

Raju Ray Son of Gopal Sahani @ Mutur Yadav Resident of Mohalla-
Kankarbagh Gate No-14, P.S. - Patrakar Nagar, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kumar Singh, Adv.
For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 11-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending arrest in connection
with Kadamkuan P.S. Case No. 70 of 2024 dated 29.01.2024,
lodged under Section 30(a) of the Bihar Prohibition and Excise
Act.

3. As per the prosecution, FIR has been lodged against
the sole petitioner. Total 1.440 *litres* of illicit liquor has been
recovered which is the subject matter of the present case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
submits that nothing incriminating has been recovered from the
petitioner's possession nor he was apprehended, rather, his name
has been figured in this case by the police upon secret



information. Counsel further submits that the criminal antecedent of the petitioner is clean.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that name of the petitioner has been figured in this case only by virtue of the secret information and nothing incriminating has been recovered from the petitioner’s possession.

6. As such, considering the aforesaid facts and circumstances, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (thirty thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise-II, Patna in connection with Kadamkuan P.S. Case No. 70 of 2024, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dr. Anshuman, J)

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