

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.63057 of 2024**

Arising Out of PS. Case No.-140 Year-2024 Thana- BARGAINIA District- Sitamarhi

Rambabu Yadav @ Ram Babu Son of Chulhai Ray Resident of Village -  
Masaha Alam, Ward No.- 03, P.S.- Bairgania, District - Sitamarhi 843313.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Subodh Kumar, Advocate

For the Opposite Party/s : Mr. Parmanand Kumar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      31-08-2024                      1. Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the  
offences punishable under Sections 30(a) and 30(c) of the Bihar  
Prohibition and Excise (Amendment) Act, 2022.

3. Learned counsel for the petitioner submits that  
petitioner has antecedent of six cases.

4. Allegation is of recovery of 264.9 litres of liquor  
from two motorcycles.

5. Learned counsel for the petitioner submits that  
petitioner was not arrested from the spot nor is the owner of any  
of the seized vehicles. It is further submitted that during course  
of investigation, petitioner came to be implicated at the instance  
of the Chawkidar. It is next submitted that police in majority of  
the cases implicate either at the instance of the Chawkidar, local



person, confessional statement or secret information in a mechanical manner without holding proper investigation of the case. It is also submitted that petitioner is in custody since 01.07.2024. It is further submitted that once an accused is implicated in a case relating to excise the police start implicating mechanically.

6. Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

7. 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 furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Bairagania P.S. Case No. 140 of 2024.

(Satyavrat Verma, J)

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