

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.66499 of 2024**

Arising Out of PS. Case No.-101 Year-2024 Thana- Excise P.S. District- Rohtas

Dinbandhu Rai S/O Subhash Rai Resident of village -Daidaha ,Ward no- 8  
,P.S -Dinara ,District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shashi Kant, Advocate

For the Opposite Party/s : Mr. Narsingh Tanti, APP

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

ORAL ORDER

2      01-10-2024      Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner apprehends arrest in connection with  
Excise P.S. Case No. 101 of 2024 registered under Section 30(a)  
of the Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that, 15 liters  
country made liquor was recovered from bush.

4.      Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. No incriminating material has been recovered from  
the conscious possession of the petitioner. The petitioner has got  
no knowledge and concern with the alleged recovery of liquor.  
The petitioner has got one criminal antecedent. Recovery is



made from an open place, which is accessible to one and all.  
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, let the petitioner, above named in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Excise P.S. Case No. 101 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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