

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85773 of 2023

Arising Out of PS. Case No.-271 Year-2023 Thana- SARAI RANJAN District- Samastipur

Kamlesh Ray @ Kamlesh Kumar S/o Prabhu Ray Resident of Village -
Morva, P.S.- Tajpur, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Priyesh Kumar

For the Opposite Party/s : Mr.Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 30(a), 41(i)(ii) of the
Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
total 1417.5 liters of illegal IMFL from different vehicles.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was not apprehended on spot.
The name of the petitioner has come into light, on the basis of
confessional statement of co-accused, who apprehended on spot.
He submitted that the petitioner has no concern either with the
seized vehicles or with the wine in question. No incriminating



article has been recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 06.11.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Spl. Judge Excise No. 2, Samastipur in connection with Sarairanjan P.S. Case No. 271 of 2023.

(Sunil Kumar Panwar, J)

Arish/-

U		T	
---	--	---	--

