

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1740 of 2024

Arising Out of PS. Case No.-303 Year-2023 Thana- SARAI RANJAN District- Samastipur

Kamlesh Ray @ Kamlesh Kumar @ Kamlesh Kumar Ray S/O PRABHU
RAY Vill. Morva Ps. Tajpur Dist. 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 29-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 30(a), 41(i)(ii) of
the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 1369.385 litres of
Indian Made Foreign Liquor from a Pick-Up van bearing Reg.
no. BR-06GA-9835.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has no concern with the alleged
recovery or with the vehicle in question. The name of the



petitioner has been disclosed in this case by local chowkidar. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. Moreover, the petitioner is languishing in judicial custody since 22.11.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Special Judge (Excise) II, Samastipur in connection with Sarairanjan P.S. Case No. 303 of 2023.

(Sunil Kumar Panwar, J)

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