

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1958 of 2024

Arising Out of PS. Case No.-904 Year-2023 Thana- KANTI District- Muzaffarpur

Anil Rai Son Of Rajdev Ray Resident Of Village- Patiyasa Korena P.S.-
Ahiyapur Distric- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratneshwar Prasad, Advocate

For the Opposite Party/s : Mr.Lakshmi Kant Sharma, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 24-01-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Kanti P.S. Case No. 904/2023 lodged on 23.11.2023 under
Sections 30(a), 32(ii)(iii),36,41(i)(ii) of the Bihar Prohibition
and Excise Act, 2016.

3. As per the prosecution case, the recovery of
950.450 liters of wine 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. The
petitioner is not the owner of the vehicle rather he is the driver
of the said vehicle. He is completely unaware of what is loaded
on the said vehicle. The petitioner is in custody since
24.11.2023 having no criminal antecedent. The chargesheet has



already been filed.

5. Learned counsel for the State opposes the prayer for bail.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named be released on bail, **after framing of charge**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise Court No.II, Muzaffarpur, in connection with Kanti P.S. Case No. 904/2023, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure.

(Dr. Anshuman, J)

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