

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 12079 of 2025

Arising Out of PS. Case No.-239 Year-2020 Thana- Excise P.S. District- East Champaran

Chhathu Ray, aged about 60 years, Male, S/O Late Jagdev Ray, resident of
village -Mohaddipur, P.S.- Chiraiya, Dist- East Champaran
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate
For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 02-04-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Excise PS Case No.239 of 2020 dated 24.06.2020, instituted
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The allegation is of recovery of ten litres
countrymade liquor and 3000 litres of fermented *jaggery*
solution from the bank of the canal.

4. Learned counsel for the petitioner submits that the
petitioner has been made accused only on the basis of suspicion
and disclosure made by the local people of the area. Nothing has
been recovered either from the conscious possession or from the
house of the petitioner. Lastly, it is submitted that the petitioner
has no criminal antecedents.



5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Judge-2, East Champaran, Motihari, in Excise PS Case No.239 of 2020, subject to the conditions laid down in Section 482(2) of the *Bharatiya Nagarik Suraksha Sanhita*, 2023.

7. The application stands allowed.

(Khatim Reza, J)

J. Alam/-

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