

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31387 of 2025

Arising Out of PS. Case No.-629 Year-2024 Thana- CHAPRA MUFFASIL District- Saran

Rajesh Rai S/o Vishwanath Rai R/o Vill.- Magaidih, P.S.- Chapra Muffasil,
Distt.- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Advocate

For the Opposite Party/s : Mrs. Shaheen Begum, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 09-05-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

3. Perusal of the first information report and the seizure
list, would go to show that 400 liters of country made liquor
kept in 30 plastic polythene is said to have been recovered from
the spot which was kept hidden under the water. After seeing the
police party, the accused persons managed to escape from the
spot.

4. It is submitted by learned counsel for the petitioner
that the petitioner has been identified as one of the three
persons, who were seen fleeing away by the local villagers.



However, nothing has been recovered from the physical or conscious possession of the petitioner. It is further submitted that the place of occurrence is an open place and easily accessible to anyone. There is violation of Section 100 (4) Cr.P.C. It is further submitted that co-accused, Pramod Rai has been granted privilege of anticipatory bail by this Court vide order dated 24.04.2025 passed in Cr. Misc. No.10486 of 2025. Petitioner has no criminal antecedent and has been languishing in custody since 26.03.2025.

5. Taking into consideration the fact and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Chapra Muffasil P.S. Case No.629 of 2024.

(Soni Shrivastava, J)

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