

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34298 of 2025

Arising Out of PS. Case No.-27 Year-2025 Thana- VAISHALI District- Vaishali

Uday Kumar @ Uday Ray, son of Shiv Nath Ray, Resident of Village Enayatpur @ Inayat nagar, Rasulpur, P.S. -Goraul, District -Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Suman Kumar Jha, Advocate.
For the State : Mr. Sanjay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 18-06-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail, apprehending his arrest, in connection with Vaishali (Belsar OP) P.S. Case No. 27 of 2025 dated 24.01.2025 registered for the offences punishable under Sections 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per allegation, 918 litres of illicit liquor has been recovered from the truck bearing registration No.BR-01-GP-1467 and as per the admission of the petitioner, the truck belongs to him.

As such, there is presumption of connivance of the petitioner in the alleged offence and hence, the *prima facie* case is made out against the petitioner. Hence, the present petition is



not maintainable in view of Secstion 76(2) of Bihar Prohibition
and Excise Act, 2016.

5. Accordingly, the present petition is dismissed as not
maintainable

S.Ali/-

(Jitendra Kumar, J)

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