

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43147 of 2025

Arising Out of PS. Case No.-101 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Vicky Pandey @ Vikky Pandey @ Vicky Kumar @ Wicky Pandey @ Vickky Pandey @ Vicky Pandey S/O Parasnath Pandey R/O village - Dharampur Bandey , Police Station - Patory , District - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Advocate

For the Opposite Party/s : Mr. Rajendra Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

3 11-07-2025

1. Heard learned counsel for the parties.

2. The petitioner has renewed his prayer for grant of regular bail in connection with Excise Case no.101 of 2020 (Excise G.R. no.100 of 2020) registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, on a raid being conducted, 2409.12 litres of IMFL was recovered from the *bathan* of the house of the petitioner.

4. Learned counsel for the petitioner submits that the earlier prayer for bail was rejected vide order dated 28.10.2024 passed in Cr. Misc. no.65984 of 2024 giving liberty to the petitioner to renew his prayer for bail after six months or on framing of charge, whichever is later. It is submitted that the petitioner has remained in custody for more than six months since passing of the said order and referring to the order brought



on record as Annexure-P/3 to the petition, it is submitted that charge has been framed against the petitioner in the learned Court below on 31.7.2024 under section 30(a) of the Bihar Prohibition and Excise Act, 2016. Learned counsel submits that the petitioner has remained in custody since 10.6.2024 and undertakes to cooperate in the trial.

5. The application for bail is opposed by learned A.P.P. for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, the observation granted in the earlier order of rejection dated 28.10.2024, the petitioner having remained in custody for more than 1 year since 10.6.2024 and charge having been framed in the learned trial Court on 31.7.2024, the Court directs the petitioner to be enlarged on bail in connection with Excise Case no.101 of 2020 (Excise G.R. no.100 of 2020) on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise-II, Samastipur.

(Partha Sarthy, J)

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