

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49494 of 2025

Arising Out of PS. Case No.-793 Year-2025 Thana- AHIYAPUR District- Muzaffarpur

Binod Ray @ Binod Rai @ Vinod Ray Son of Late Ramchandra Ray Resident
of Village - Shekhpur Jiya Lal Chowk, Police Station - Ahiyapur, District –
Muzaffarpur. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhavesh Kumar, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 30-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Ahiyapur PS Case No. 793 of 2025 instituted for the offences
under Sections 30(a) and 41 of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that total 333
litres of foreign liquor was recovered from bathan of the
petitioner. There are also recovery of CNG Tempo, two
motorcycles and one scooty.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is submitted



that recovery is made from an open place, which is accessible to one and all. It is further submitted that seized vehicles do not belong to the petitioner. The petitioner is in custody since 10.06.2025 and has got two criminal antecedents. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Ahiyapur PS Case No. 793 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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