

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62731 of 2025

Arising Out of PS. Case No.-256 Year-2020 Thana- BARH District- Patna

Ram Jay Pal Ray @ Ram Jay pal Singh Yadav S/o Late Bhuna Ray R/o Jai Govind, ward no. 9, P.S.- Barh, Distt. - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Bihari Singh, Adv.

For the Opposite Party/s : Mr. Anil Kr. Singh No. 1, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 05-12-2025 Heard the parties

2.The petitioner is named in the F.I.R. and apprehending his arrest in connection with Barh P.S. Case No. 256 of 2020 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2018.

3. The allegation against the petitioner is to be engaged in illegal trading/manufacturing of illicit liquor, where, there is recovery of 45 litres of IMFL/country made liquor

4. It is submitted by learned counsel appearing on behalf of the petitioner that recovery is made from the house of the petitioner, which is jointly occupied by the family members and as such it cannot be said that the recovery has been made from the conscious possession of the petitioner.



While concluding arguments, it is submitted that petitioner is found involved in one more criminal case where he is on bail

5 Learned APP, opposes the prayer of bail

6. In view of aforesaid factual submission and by taking note of fact as *prima-facie* recovery of illicit liquor not appears made from the conscious physical possession of the petitioner, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Spl. Judge, Excise, Barh /concerned Court, where the case is pending in connection with Barh P.S. Case No. 256 of 2020, subject to the conditions as laid down under Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

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