

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80890 of 2024

Arising Out of PS. Case No.-11 Year-2024 Thana- BIBHUTIPUR District- Samastipur

Arun Rai @ Arun Ray S/O Late Rajendra Rai @ Late Rajendra Ray R/O
Village-Belsandi Tara, Ward No.14, P.S. Bibhutipur, District Samastipur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Anand

For the Opposite Party/s : Mr.Abhay Kumar Roy

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 07-02-2025 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Bibhutipur P.S. Case No.11 of 2024 registered for the offence
under Sections 272 and 273 of the Indian Penal Code and
Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per FIR, there is recovery of 1265.4 litre
of illicit liquor from possession of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case, where, petitioner was not named
in FIR and his name surfaced during course of investigation. It
is submitted that recovery of alleged illicit liquor was not made



from conscious physical possession of the petitioner and he has no concern with the alleged recovery of illicit liquor. It is submitted that seizure list appears doubtful being not supported by independent witnesses, rather by police personnels. It is further submitted that co-accused has already granted bail by the Co-ordinate Bench of this Court in Cr. Misc. No. 27310 of 2024. It is further submitted that petitioner is in custody since 16.08.2024.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail, in connection with Bibhutipur P.S. Case No.11 of 2024 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-1st, Samastipur.

(Ramesh Chand Malviya, J)

Mayank/-

U		T	
---	--	---	--

