

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53300 of 2022**

Arising Out of PS. Case No.-86 Year-2022 Thana- JAMUI District- Jamui

Mukesh Kumar Sah, Son Of Prakash Sah Resident Of Village- Khairma,  
Ward No.4, P.S. And District- Jamui

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Amit Narayan

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      14-10-2022                      Heard learned counsel for the petitioner and learned  
APP for the State through video conferencing.

The petitioner seeks bail in anticipation of his arrest in  
a case registered for the offences punishable under Sections  
30(a) of the Excise Act, 2018.

The learned counsel for the petitioner submits that the  
petitioner has antecedent of two cases and the allegation is of  
recovery of 2.250 litres of liquor from a bag alleged to have  
been thrown by the petitioner in an open place.

The learned counsel for the petitioner submits that  
petitioner was not arrested from the spot, as such, nothing was  
recovered from his conscious possession and he came to be  
implicated at the instance of Shatrudhan Kumar, who was  
present at the place of occurrence and is brother of the



petitioner. The learned counsel submits that petitioner has been falsely implicated when Shatrudhan Kumar has not been arrested and even the alleged recovery is from a place which does not belong to the petitioner.

Learned A.P.P. opposes the bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with FIR No. JAM-86/ 2022, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

**(Satyavrat Verma, J)**

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