

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7013 of 2024

Arising Out of PS. Case No.-461 Year-2022 Thana- RAFIGANJ District- Aurangabad

Pawan Kumar @ Pawan Yadav Son Of Sri Ramchandra Yadav Resident Of
Village- Keshopur, Ps- Rafiganj, Dist- Aurangabad

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Anirudh Kumar Verma, Advocate

For the Opposite Party/s : Mr.Humayou Ahmad Khan, APP

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

ORAL ORDER

2 13-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Rafiganj P.S. case No.
461 of 2022 instituted for the offences under Section 30(a) of
the Bihar Prohibition and Excise Act, 2016.

3. The prosecution case, in short, is that on secret
information, total 64.08 liters wine has been recovered by the
police near a drain.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case. It is
alleged that total 64.08 liters liquor has been recovered in this
case. The petitioner has got no concerned with the alleged
recovery of liquor. The alleged recovery is made from an open



field near railway line. The petitioner is in custody since 19.12.2023 and has got two criminal antecedents in which he is on bail. There is no compliance of Section 100 of Cr.P.C.

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 Rafiganj P.S. case No. 461 of 2022.

(Rudra Prakash Mishra, J)

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