

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8324 of 2024

Arising Out of PS. Case No.-448 Year-2023 Thana- PHULWARIYA District- Gopalganj

Arjun Singh @ Arun Singh Son of Kripa Singh @ Kripa R/o vill - Tikampar,
P.S. - Pataharwan, Distt. - Kushinagarm (U.P)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anand Vardhan, Adv.

For the Opposite Party/s : Mr.Pronoti Singh, APP

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

ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Fulwariya P.S. Case No. 448 of 2023 instituted for the offences
under Section 30(a) of the Bihar Prohibition and Excise Act,
2018.

3. As per prosecution case, the police, has recovered
49.200 liters country made liquor kept under the seat of e-
rickshaw.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case due to local village politics. The petitioner has no
concern with the seized liquor or the e-rickshaw. He further



submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no criminal antecedent as has been stated in paragraph no.3 of the present bail application. There is a non-compliance of Section 100 of the Cr.P.C. which creates a serious doubt in the prosecution case. The petitioner is languishing in judicial custody since 04.12.2023.

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

6. Considering the entire facts and circumstances of the case and taking into account the period of custody of the petitioner as also the petitioner having no criminal antecedent, let the petitioner, abovenamed, 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 Fulwariya P.S. Case No. 448 of 2023 .

(Rudra Prakash Mishra, J)

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