

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10080 of 2024

Arising Out of PS. Case No.-796 Year-2023 Thana- Excise P.S. District- Nawada

PRAMOD KUMAR S/O- KAPIL PRASAD R/O- VILLAGE- BARHI
BIGHA, P.S.- WAZIRGANJ, DIST.- GAYA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR, PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Verma, Advocate
For the Opposite Party/s : Mr. Kanhiya Kishor, APP

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

ORAL ORDER

2 21-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
P.S. Case no. 796 of 2023 instituted for the offences under
Sections 30(a), 56(2)(ii) of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that 120 liters
liquor was recovered a tempo.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case. The
petitioner has got no concern with the alleged recovery of
liquor. He is neither owner nor driver of the said tempo. Charge
sheet has been submitted in the case. The petitioner is in custody



since 11.10.2023 and has got no criminal antecedent. 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, clean criminal antecedent of the petitioner 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 Excise P.S. Case No. 796 of 2023.

(Rudra Prakash Mishra, J)

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