

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.10526 of 2024**

Arising Out of PS. Case No.-335 Year-2023 Thana- PANCHRUKHI District- Siwan

Ramsurat Kumar, Son of Rameshwar Singh, R/o Vill - Karhaniya, P.S. - Mahua, Distt. - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Mr. Meena Singh, 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 Panchrukhi (Sarai) P.S. Case No. 335 of 2023, instituted for the offences punishable under Sections 30(a) and 41(i) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 304.650 liters liquor was recovered from car and the petitioner was arrested on spot.

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. No incriminating article has been recovered from the



possession of the petitioner. The petitioner is the driver of the said vehicle and not the owner. The petitioner is in custody since 04.12.2023 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Panchrukhi (Sarai) P.S. Case No. 335 of 2023.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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