

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10832 of 2024

Arising Out of PS. Case No.-180 Year-2022 Thana- SHAHPUR PATORI District- Samastipur

Chandan Kumar Son of Ram Bilok Ray @ Muni jee Resident of Village
Mohanpur, P.S.- Shahpur Patori (O.P.- Mohanpur), District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Anish Kumar, Advocate
For the State : Mr. Rajesh Kumar, APP

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

ORAL ORDER

2 22-02-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Shahpur Patori (O.P.-Mohanpur) P.S. Case No. 180 of 2022
instituted for the offence under Sections 272, 273 & 34 and
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per prosecution case, there is recovery of total
127.875 liters of illicit liquor from Scorpio car & motor cycle.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 15-01-2024. Petitioner
bears two criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's



counsel that petitioner has been falsely implicated in the present case. Petitioner has no concern with the alleged recovered liquor. Petitioner is neither the owner nor the driver of the vehicle in question. There is no compliance of Section 100 of the Code of Criminal Procedure, 1973.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and manner of implication, this Court is inclined to grant bail to the petitioner.

8. 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 Shahpur Patori (O.P.- Mohanpur) P.S. Case No. 180 of 2022.

(Rudra Prakash Mishra, J)

Raj Kishore/-

U		T	
---	--	---	--

