

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12667 of 2024

Arising Out of PS. Case No.-13 Year-2023 Thana- VIDYAPATINAGAR District- Samastipur

Sohit Kumar @ Pappu Rai Son of Vinod Rai @ Ram Binod Ray Resident of
Village- Chandchor Kalyan Tol, Police Station- Ujiyarpur, District-
Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

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

ORAL ORDER

2 27-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Vidyapatnagar (Ghatho
O.P.) P.S. Case No. 13 of 2023, instituted for the offences
punishable under Sections 414, 420, 467, 468, 471 of the Indian
Penal Code, and Section 30(a) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that, 410 liters
liquor and one mobile phone was recovered from car.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case.
Charge-sheet has been submitted in this case. No incriminating
material has been recovered from the conscious possession of



the petitioner. The petitioner has got no concern with the alleged recovery of liquor. It is further submitted that the petitioner is neither owner nor driver of the seized vehicle. The petitioner is only owner of the seized mobile phone. The petitioner is in custody since 18.12.2023 and has got one criminal antecedent in which the petitioner is on bail. 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 Vidyapatnagar (Ghatho O.P.) P.S. Case No. 13 of 2023.

(Rudra Prakash Mishra, J)

Rajorshi/-

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