

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14944 of 2024

Arising Out of PS. Case No.-44 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

Narendra Kumar @ Nagendra Kumar Singh @ Nagendra Kumar S/O
Bijendra Singh @ Birendra Singh R/O Village- Kashiya, P.S- Dumraon,
Distt.- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Dr. Kamal Deo Sharma, Advocate

For the Opposite Party/s : Mr. Rita Verma, APP

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

ORAL ORDER

- 2 04-03-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in connection with Kaimur
(Bhabua) Prohibition and Excise P.S. Case No. 44 of 2024
instituted for the offences punishable under Sections 30(a) and
32(3) of the Bihar Prohibition and Excise Act.
3. The prosecution case, in short, is that total 240.48
litres of liquor was recovered from pickup vehicle.
4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted
that petitioner is not the owner of the vehicle. It is further



submitted that petitioner is only the driver of the vehicle in question and has no concern with the loaded articles/liquor. The petitioner is in custody since 17.01.2024 and has no criminal antecedent. There is no compliance of Section 100 of the 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, clean antecedent 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 Kaimur (Bhabua) Prohibition and Excise P.S. Case No. 44 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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