

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15181 of 2024

Arising Out of PS. Case No.-341 Year-2023 Thana- SARAI RANJAN District- Samastipur

Manoj Kumar Singh @ Manoj Kumar S/o Late Ram Kumar @ Late Ram
Kumar Singh Resident of Rajkha Rampur, P.S.- Tajpur, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sushil Jha, Advocate

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

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

ORAL ORDER

2 04-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
G.R. No. 528 of 2023, arising out of Sarairanjan P.S. Case No.
341 of 2023, instituted for the offences punishable under
Sections 30(a) and 41(ii)(i) of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that, 1350 liters
liquor was recovered from truck and the petitioner was
apprehended on spot.

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 petitioner is neither owner nor driver of the seized vehicle. The petitioner is in custody since 08.12.2023 and has got one 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 Excise G.R. No. 528 of 2023, arising out of Sarairanjan P.S. Case No. 341 of 2023.

(Rudra Prakash Mishra, J)

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