

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18730 of 2024**

Arising Out of PS. Case No.-527 Year-2023 Thana- KHAGAUL District- Patna

Chintu Kumar Son Of Ram Uchit Pandit R/O-Baikunthpur, Baranda, P.S.-  
Ujiyarpur, Distt.-Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

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

For the Opposite Party/s : Mr. Khurshid Anwar, APP

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

ORAL ORDER

2      14-03-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in connection with Special  
Excise Case No. 4284 of 2023, arising out of Khagaul P.S. Case  
No. 527 of 2023, instituted for the offences punishable under  
Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 191 bottles  
of liquor 750 ml each was recovered from bag of the petitioner  
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. The petitioner is in custody since 29.12.2023 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 Special Excise Case No. 4284 of 2023, arising out of Khagaul P.S. Case No. 527 of 2023.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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