

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23346 of 2024

Arising Out of PS. Case No.-9 Year-2024 Thana- SIMULTALLA District- Jamui

Kishan Kumar Son of Likho Tanti Resident of Village- Bathauli, P.S.-
Barauni, Dist.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Rana Randhir Singh, APP

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

ORAL ORDER

2 22-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Simultala P.S. case No.
09 of 2024 instituted for the offences under Sections 30(a) and
32 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 665 liters
liquor was recovered from Bolero pick up van. The petitioner
was apprehended at the spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present 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 said to be driver of the vehicle. The petitioner has no knowledge regarding nature of goods kept in the vehicle. The petitioner is in custody since 12.02.2024 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned A.P.P. 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Simultala P.S. case No. 09 of 2024.

(Rudra Prakash Mishra, J)

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