

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27529 of 2024

Arising Out of PS. Case No.-332 Year-2023 Thana- PARANDABAR District- Nawada

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Jitendra @ Jitu Kumar @ Jitu @ Jitendra Kumar Son of Umesh Prasad
Resident of Village- Harnarayanpur, Police Station- Parnadabar, District-
Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Ms. Sangeeta Sharma, APP

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

ORAL ORDER

- 2 10-04-2024 1. Heard learned counsel for the petitioner and learned
APP for the State.
2. The petitioner seeks bail in connection with
Parnadabar P.S. Case No. 332 of 2023 instituted for the offences
punishable under Section 414 of the Indian Penal Code and
Sections 30(a), 41 of the Bihar Prohibition and Excise Act.
3. The prosecution case, in short, is that total 345 litres
of liquor was recovered from four motorcycles.
4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner was not apprehended on the spot. The name of the
petitioner transpired in this case on the basis of disclosure made
by co-accused Sonu Kumar who has already been granted bail



by this Court vide order dated 28.02.2024 passed in Cr. Misc. No. 13770 of 2024. No incriminating article 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 23.02.2024 and has one 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, claim based on parity 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 Parnadabar P.S. Case No. 332 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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