

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32441 of 2024

Arising Out of PS. Case No.-101 Year-2024 Thana- SABAUR District- Bhagalpur

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1. Manish Kumar Son of Ram Girih Yadav R/O Village- Govindpur, P.S.- Pirpanti, Distt.-Bhagalpur
 2. Saurabh Kumar Son of Bhola Kumar Resident of Village- Govindpur, P.S.- Pirpanti, Distt- Bhagalpur.

... .. Petitioner/s

The State of Bihar

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate
For the Opposite Party/s : Mr. Pramod Kumar Pandey,

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 30-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Sabour
P.S. Case No. 101 of 2024 instituted for the offences under
Sections 30(a) and 45 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 48.75 liters
of IMFL was recovered from a trolley bag from bike.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and 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 19.03.2024 as per impugned order 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 Sabour P.S. Case No. 101 of 2024.

(Rudra Prakash Mishra, J)

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