

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32368 of 2024

Arising Out of PS. Case No.-6 Year-2024 Thana- KUNDWACHAINPUR District- East
Champaran

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Karan Kumar son of Bahadur Mahto @ Jang Bahadur Mahto Village-
Basantpur Ps- Kundwa Chainpur Dist- East Champaran Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Prasad, Advocate
For the Opposite Party/s : Mrs. Pushpa Sinha.1, APP

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**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
Kundwa Chainpur P.S. Case No. 6 of 2024 instituted for the
offences under Sections 30(a) and 41(1) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that 165.3 liters
liquor was recovered from a motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Petitioner is neither owner nor has he any
connection with the said motorcycle. 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 28.02.2024 and he has got antecedent of one criminal case. 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 Kundwa Chainpur P.S. Case No. 6 of 2024.

(Rudra Prakash Mishra, J)

Prakash/-

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