

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36575 of 2024**

Arising Out of PS. Case No.-18 Year-2024 Thana- DANAPUR District- Patna

Sanjay Kumar Son of Bhola Manjhi R/O Mohalla- Biscuit Factory,  
Nasariganj, Musahari, P.S.- Danapur, Dist.- Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

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

For the Opposite Party/s : Mr. Kanhiya Kishor, APP

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

ORAL ORDER

2      14-05-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in Danapur P.S. Case No.  
18 of 2024, instituted for the offences punishable under Section  
30(a) and 41 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 32 liters  
liquor was recovered from two bags from the possession of the  
petitioner. The petitioner was apprehended on 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 the seized bags does not belong to the petitioner. The petitioner is in custody since 06.01.2024 and has got one criminal antecedent in which the petitioner is on bail. 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 Danapur P.S. Case No. 18 of 2024.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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