

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36932 of 2024

Arising Out of PS. Case No.-264 Year-2024 Thana- RAMKRISHNANAGAR District- Patna

Shriram Kumar @Shri Ram Kumar@ Ram Kumar Son Of Dhananjay Sharma
Village- Khaira Bazar Ps- Kinjar Dist- Arwal, A/P Road No. 15, Mohalla-
Rajiv Nagar, Renter In The House Of Satyendra Singh, Ps- Rajiv Nagar, Dist-
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhukar Anand, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

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

ORAL ORDER

2 15-05-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Ramkrishna Nagar P.S.
Case No. 264 of 2024, instituted for the offences punishable
under Sections 30(a), 32(2), 32(3) and 41(1) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that, 90 liters
liquor was recovered from car and 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. 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. It is further submitted that the petitioner is driver of the seized vehicle and he has no knowledge regarding the goods loaded in the vehicle. The wife of the petitioner is the owner of the seized vehicle in question. The petitioner is in custody since 03.04.2024 and has got two criminal antecedents 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 Ramkrishna Nagar P.S. Case No. 264 of 2024.

(Rudra Prakash Mishra, J)

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