

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37984 of 2024

Arising Out of PS. Case No.-603 Year-2024 Thana- Excise P.S. District- Patna

Ram Jee Kumar Son of Prakash Sahni Resident of Village -New Jaganpura,
P.S- Ram Krishna nagar , Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Bihari Singh, Advocate

For the Opposite Party/s : Mr.Nitya Nand Tiwary, APP

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

ORAL ORDER

- 2 22-05-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in connection with Excise
P.S. Case No. 603 of 2024 instituted for the offences punishable
under Sections 30(a), 56(b) of the Bihar Prohibition and Excise
Act.
3. The prosecution case, in short, is that total 418.68
litres of illicit liquor was recovered from *Scorpio* vehicle.
Petitioner was apprehended on the spot.
4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted



that petitioner is not the owner of the vehicle. It is further submitted that petitioner is only the driver of the vehicle in question and he had no knowledge regarding the goods loaded in the vehicle. The petitioner is in custody since 18.03.2024 and has no 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, petitioner having clean antecedent 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 Excise P.S. Case No. 603 of 2024.

(Rudra Prakash Mishra, J)

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