

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42965 of 2024

Arising Out of PS. Case No.-58 Year-2024 Thana- Excise P.S. District- Madhubani

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Arun Kumar Yadav Son Of Indra Dev Yadav Resident Of Vill- Mansapur,
P.S.- Lalmaniya, District- Madhubani.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar Jha, ,Advocate
For the Opposite Party/s : Mr.Ramchandra Sahni, APP

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

ORAL ORDER

2 21-06-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in G.O. No. 371 of 2024
arising out of Jhanjharpur (Excise) P.S. case No. 58 of 2024
instituted for the offences under Sections 30(a), 32(1) and 32(3)
of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 630 liters
liquor was recovered from the car. The petitioner was arrested
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 petitioner is driver of the car in question. The petitioner has no knowledge regarding nature of goods kept in the car. The petitioner is in custody since 22.03.2024 and has got two criminal antecedents. 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 G.O. No. 371 of 2024 arising out of Jhanjharpur (Excise) P.S. case No. 58 of 2024.

(Rudra Prakash Mishra, J)

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