

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41648 of 2024

Arising Out of PS. Case No.-103 Year-2024 Thana- BRAHMPURA District- Muzaffarpur

Krishna Yadav Son Of Ramakant Yadav Resident Of Village - Hasanpur @
Bachhepur (Bachhaipur), P.S. - Nagra, District - Ballia (Uttar Pradesh).

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nitu Kumari

For the Opposite Party/s : Mr.Nagendra Prasad

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

ORAL ORDER

2 19-06-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Brahmpura P.S. Case No. 103 of 2024 instituted for the offences
punishable under Sections 30(a) and 41(i) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 449.200
liters of liquor was recovered from a tractor.

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. The petitioner has got no concern
with the alleged recovery of liquor. Petitioner has no concern



with the alleged vehicle in question. The petitioner is in custody since 26.04.2024 and has no criminal antecedent. Petitioner has no knowledge regarding the alleged occurrence. 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 as well as 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 Brahmpura P.S. Case No. 103 of 2024.

(Rudra Prakash Mishra, J)

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