

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45307 of 2024

Arising Out of PS. Case No.-177 Year-2024 Thana- KUCHAIKOTE District- Gopalganj

Alok Kumar Son of Late Ajay Kumar Srivastava @ Ajay Kumar Resident of Village - Block Road, Mauje Ward No.- 15, Raxaul, P.S.- Raxaul, Dist.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar, Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar, Adv.

For the Opposite Party/s : Mr.Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 02-07-2024 Heard learned counsel for the petitioner and learned A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Kuchaikote P.S. Case No. 177 of 2024 dated 24.04.2024 registered for the offence/s punishable u/ss 30(a), 32(2) and 41(1) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 19,600 litres of spirit was recovered from the Truck.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is neither the driver nor the owner of the said vehicle. The apprehended persons disclosed the name of



the petitioner. The petitioner has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 25.04.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Gopalganj in connection with Kuchaikote P.S. Case No. 177 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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