

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45682 of 2024

Arising Out of PS. Case No.-172 Year-2024 Thana- BATHNAHA District- Sitamarhi

Mukesh Kumar S/O Amiri Baitha R/O Village-Thotharaha,P.S.-
Bathnaha,Distt-Sitamarhi,Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Diwakar , Advocate Mr. Shivam Kumar , Advocate Mr. Deepak Kumar , Advocate
For the Opposite Party/s :		Mr. Umeshanand Pandit , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 30-07-2024 Heard learned counsel for the petitioner and the
State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30 (a) of Bihar Prohibition
and Excise (Amendment) Act 2022 .

3. It is alleged that 22.5 liters of Nepali Saufi liquor
was recovered from motorcycle in question .

4. It is submitted that the petitioner is innocent and
has falsely been implicated in this case. Petitioner is neither
owner nor driver of the vehicle in question . No incriminating
material has been recovered from the conscious possession of
the petitioner and he is no way connected with the aforesaid
recovery. Petitioner claims clean antecedent.



5. Learned counsel for the State opposes the bail petition.

6. Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 1 Sitamarhi in connection with Bathnaha Police Station Case No. 172 of 2024 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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