

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.57817 of 2024**

Arising Out of PS. Case No.-1 Year-2023 Thana- CHERIYA BARIYARPUR District-  
Begusarai

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Krishana Kumar @ Feko Son of Rajaram Sah @ Rajaram Teli Resident of  
Vill- Manjhaul Balban Toli, Ward No. 09, P.S.- Manjhaul, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ajay Kumar Sinha, Advocate  
For the Opposite Party/s : Mr. Abhay Kumar Roy, APP

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

ORAL ORDER

2      21-08-2024              Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner seeks bail in connection with  
Cheriya Bariyarpur P.S. Case No. 01 of 2023 instituted for the  
offence under Sections 188 & 290 of the Indian Penal Code and  
Section 30(a) of the Bihar Prohibition and Excise Act, 2018.

3.      The prosecution case, in short, is that 8.640 liters of  
foreign liquor was recovered.

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. The petitioner is



in custody since 05-07-2024 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 Cheriya Bariyarpur P.S. Case No. 01 of 2023.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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