

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63864 of 2024

Arising Out of PS. Case No.-73 Year-2024 Thana- Manikpur District- Lakhisarai

Nitish Kumar son of Baleshwar Yadav R/village - Manikpur, P.S - Manikpur,
Dist. - Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Pushpa Sinha.1, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 09-09-2024 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 Manikpur P.S. Case No. 73 of 2024 dated 11.07.2024 registered for the offences punishable u/s 274/275 of the I.P.C. and Section 30(a)/ 32(iii) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 10 litres of illicit country made liquor was recovered *from the motorcycle*.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not the owner of the said vehicle as stated in para 6 of the bail petition. The petitioner has no



concern with the said recovery rather the recovery has been made from the motorcycle which belongs to the co-accused *Ravi Kumar*. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has one antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 12.07.2024.

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 nature of allegation levelled against the petitioner and 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, Lakhisarai, in connection with Manikpur P.S. Case No. 73 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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