

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63778 of 2024

Arising Out of PS. Case No.-198 Year-2024 Thana- BIBHUTIPUR District- Samastipur

Sonu Kumar @ Mangal Son of Shivnath Singh @ Shivnarayan Singh R/o -
Chakhabib, P.S.- Bibhutipur, P.S.- Samastipur, Bihar- 848127

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Parmanand Kumar, APP

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

ORAL ORDER

3 25-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Bibhutipur P.S. Case No. 198 of 2024 registered for the
offences punishable under Sections 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, the police has recovered
total 312.00 litres of illicit foreign liquor from the field of
Akhilesh Kumar.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case.
Petitioner has no knowledge and concern with the recovered



liquor. Nothing has been recovered from the possession of the petitioner. There is no compliance of Section 100 of the Cr.P.C. Petitioner bears three criminal antecedents. Other co-accused has been granted regular bail by this Court *vide* order dated 05-10-2024, passed in Cr. Misc. No. 71568 of 2024.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Bibhutipur P.S. Case No. 198 of 2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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