

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68445 of 2024

Arising Out of PS. Case No.-60 Year-2024 Thana- DEODHA District- Madhubani

Mayank Kumar Purbey @ Mayank Kumar Purvey Son of Sunil Kumar Purve
Resident of Village - J.P Colony Suratganj, Ward No.14, Madhubani, Police
Station - Town, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhavesh Kumar Sah, Advocate

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

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

ORAL ORDER

2 03-10-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends arrest in G.R. case no.
924 of 2024, arising out of Deodha P.S. Case No. 60 of 2024,
registered under Sections 272, 273, 34 of the Indian Penal Code,
Section 30(a) of the Bihar Prohibition and Excise Act and
Section 78 of the J.J. Act.

3. The prosecution case, in short, is that, 27 liters
liquor was recovered from the motorcycle of the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no concern with the alleged
recovery of liquor. Learned counsel for the petitioner further



submits that the petitioner is not named in the FIR. Name of the petitioner has transpired as being owner of the motorcycle in question and he has no knowledge regarding the goods kept in his vehicle. The petitioner has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named in the event of arrest/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 Court below/concerned Court in connection with G.R. case no. 924 of 2024, arising out of Deodha P.S. Case No. 60 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Rudra Prakash Mishra, J)

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