

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69750 of 2024

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

Pintu Kumar @ Raushan Kumar @ Pintu S/O Chandrashekhar Prasad Singh
@ Chandrashekhar Singh R/O Village- Chakhabib, Tole- Turki, P.S.-
Bibhutipur, Distt- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate

For the Opposite Party/s : Mr. Braj Kishore Pd.(App)

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

ORAL ORDER

3 22-11-2024 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 Section 30(a)
of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 312
litres of foreign liquor was recovered 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 alleged recovery. Nothing incriminating has been recovered from the possession of the petitioner or from the premises that belongs to the petitioner rather the same has been recovered from the brinjal garden and field situated near the house of one Akhilesh Kumar. The petitioner has got two criminal antecedents. There is no compliance of Section 100 Cr.P.C. Other co-accused have been granted bail by this Court vide orders dated 05.10.2024 and 25.10.2024 in Cr. Misc. Nos. 71568 of 2024 and 63778 of 2024 respectively.

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) each 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 Ranjan/-

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