

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.68605 of 2024**

Arising Out of PS. Case No.-171 Year-2024 Thana- MAJORGANJ District- Sitamarhi

Rahul Kumar Son of Shiv Prasad Roy Resident of Village - Belwa Parri,  
Police Station - Majorganj, District - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

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

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, 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 Majorganj P.S.  
Case No. 171 of 2024, registered under Section 414 of the  
Indian Penal Code and Section 30(a) of the Bihar Prohibition  
and Excise Act.

3. The prosecution case, in short, is that, 270 liters  
liquor was recovered from car.

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 neither owner nor driver of the car



in question. Name of the petitioner has transpired on the basis of being liner who was running a motorcycle. The petitioner has got three criminal antecedents in which he is on bail in two cases. 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 Majorganj P.S. Case No. 171 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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