

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.71369 of 2024**

Arising Out of PS. Case No.-8 Year-2024 Thana- DHAKA District- East Champaran

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Amod Kumar Son of Gaurishankar Thakur Resident of village- Nayagaon  
Mahuawa, PS- Piprahi, District -Sheohar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Md Ansiur Rahman, Advocate

For the Opposite Party/s : Ms. Sucheta Yadav, APP

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

ORAL ORDER

2      05-10-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in Dhaka (P) P.S. case No.  
08 of 2024 instituted for the offences under Sections 30(a) and  
41(i) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 26.4 liters  
liquor was recovered from a motorcycle.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. No incriminating material has been recovered  
from the conscious possession of the petitioner. The petitioner  
has got no concern with the alleged recovery of liquor. It is  
further submitted that the motorcycle in question does not



belong to the petitioner. The petitioner was just a passers by of the way. The petitioner is in custody since 28.07.2024 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

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

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Dhaka (P) P.S. case No. 08 of 2024.

**(Rudra Prakash Mishra, J)**

Pankaj/-

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