

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.75500 of 2024**

Arising Out of PS. Case No.-505 Year-2024 Thana- SUPAUL District- Supaul

Lalo Sah Son of Lutan Sah Village -Mugrar Bairiya manch ward no 10 PS-  
Supaul District -Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Rupa Kumari, Advocate

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

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

ORAL ORDER

2      22-10-2024                      Heard learned counsel for the petitioner and  
learned APP for the State.

2. The petitioner seeks bail in Supaul P.S. Case No.  
505 of 2024, instituted for the offences punishable under  
Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 80 liters  
liquor was recovered from bush behind the house of the  
petitioner and the petitioner was apprehended on spot.

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. Learned counsel



for the petitioner further submits that the alleged recovery of liquor has been made from bush behind the house of the petitioner which is an open place and easily accessible to public at large. The petitioner is in custody since 31.07.2024 and has got one criminal antecedent as has been stated in supplementary affidavit in which he is on bail. 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 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Supaul P.S. Case No. 505 of 2024.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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