

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77250 of 2024

Arising Out of PS. Case No.-305 Year-2024 Thana- BUXAR MUFFSIL District- Buxar

Chadel Lal Kumar S/O Moti Singh R/O Village- Semra, P.S- Natwar, Distt.-
Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Shankar Pathak, Advocate

For the Opposite Party/s : Ms. Rita Verma, APP

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

ORAL ORDER

2 28-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Buxar
PS Case No. 305 of 2024 instituted for the offences under
Section 30(a) of the Bihar Prohibition and Excise Act and
Sections 25(1-B)a, 26 & 35 of the Arms Act.

3. The prosecution case, in short, is that 1.830 liters of
foreign liquor was recovered from the Yadav Palace.

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 submitted



that petitioner has no concern with the said Yadav palace, from where recovery is made and in fact petitioner went to the said place for inquiry regarding rent. From perusal of the FIR itself, it would be evident that petitioner has no concern with the recovered arms, as the same was recovered from one Bhola Thakur. The petitioner is in custody since 19-09-2024 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, clean antecedent of the petitioner 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 Buxar PS Case No. 305 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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