

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.81868 of 2024**

Arising Out of PS. Case No.-383 Year-2024 Thana- DIDARGANJ District- Patna

1. Sunny Kumar S/O Ganauri Mahto Resident Of Village-Hanuman Chak, Naya Tola, Police Station-Didarganj, District-Patna.
2. Sharwan Kumar @ Sarwan Kumar S/O Shyamnath Ray Resident Of Village- Hanuman Chak, Naya Tola, Police Station-Didarganj, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate

For the Opposite Party/s : Ms. Shaheen Begum, APP

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

ORAL ORDER

2      03-12-2024                      Heard learned counsel for the petitioners and learned APP for the State.

2.      The petitioners seek bail in connection with Didarganj PS Case No. 383 of 2024 instituted for the offences under Section 30(a) of the Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that total 45 litres of country made liquor was recovered from plastic bag.

4.      Learned counsel for the petitioners submit that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. It is



submitted that seized plastic bag does not belong to the petitioners. The petitioners are in custody since 24.10.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

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

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

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Didarganj PS Case No. 383 of 2024.

**(Rudra Prakash Mishra, J)**

Raj Ranjan/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

