

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81668 of 2024

Arising Out of PS. Case No.-126 Year-2024 Thana- Jaitpur District- Muzaffarpur

Sonu Kumar S/o- Basudev Ray Village- Dawarikanathpur PS- Karja District-
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Jyoti Ranjan Jha, Advocate

For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

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

ORAL ORDER

2 02-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Jaitpur
P.S. Case No. 126 of 2024 instituted for the offences punishable
under Sections 30(a), 32(ii), 32(iii), 36 of the Bihar Prohibition
and Excise Act and Sections 274, 275, 3(5) of the Bharatiya
Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that total 757.53
litres of liquor has been recovered from car.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted



that petitioner is neither the owner nor the driver of the vehicle. The petitioner has got no concern with the alleged recovery of liquor. The petitioner is in custody since 01.10.2024 and has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

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, clean antecedent 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 Jaitpur P.S. Case No. 126 of 2024.

(Rudra Prakash Mishra, J)

Alok Verma/-

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