

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83334 of 2024

Arising Out of PS. Case No.-236 Year-2024 Thana- PIPRAKOTHI District- East Champaran

Mohan Rai S/o Late Biltu Rai @ Bittu Rai Resident of village- Mathiya
Bariyarpur, PS- Piprakothi, District- East champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shanti Bhushan Singh, Advocate

For the Opposite Party/s : Mr.Ahmad Ali, APP

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

ORAL ORDER

2 04-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Pipra Kothi P.S. case
No. 236 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 12 liters liquor
was recovered from plastic gallon.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case due to village politics. 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 recovery is made



from a plastic gallon and that seems to be planted and concocted. The petitioner is in custody since 08.10.2024 and has got one criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

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 Pipra Kothi P.S. case No. 236 of 2024.

(Rudra Prakash Mishra, J)

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