

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87132 of 2024

Arising Out of PS. Case No.-458 Year-2024 Thana- MOKAMAH District- Patna

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1. Aman Raj S/O Pankaj Singh @ Pankaj Kumar singh @ Pankaj Kumar R/O Village-Shivnar, P.S.- Mokama, District- Patna
 2. Amarnath Kumar @ Amarnath Sah S/O Shankar Singh R/O Village-Shivnar, P.S.- Mokama, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arjun Prasad, Advocate
For the Opposite Party/s : Mr. Sharda Kumari, APP

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

ORAL ORDER

2 19-12-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in Mokama P.S. Case No.
458 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, 18 liters
liquor was recovered from car and the petitioners were
apprehended on spot.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material have been recovered
from the conscious possession of the petitioners. The petitioners



have got no concern with the alleged recovery of liquor. Learned counsel for the petitioners further submits that the petitioners are neither owner nor driver of the said car in question. The petitioners are in custody since 17.10.2024 and have got no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP 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 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/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mokama P.S. Case No. 458 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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