

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84958 of 2024

Arising Out of PS. Case No.-677 Year-2024 Thana- AURANGABAD TOWN District-
Aurangabad

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Niraj Kumar @ Neeraj Kumar Singh Son of Dinesh Singh Resident of
Village- Kathrua, P.S.- Aurangabad Town, Distt.- Aurangabad (Bihar)
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aman Vishal, Advocate
For the Opposite Party/s : Mr. Nand Kumar, APP

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

ORAL ORDER

2 16-12-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in connection with

Aurangabad Town PS Case No. 677 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

9.375 litres of foreign liquor was recovered from the

motorcycle.

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 nearby people disclosed the name of the petitioner. It is further submitted that motorcycle in question does not belong to the petitioner. The petitioner is in custody since 03.11.2024 and has got seven criminal antecedents. 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 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) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Aurangabad Town PS Case No. 677 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.



(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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