

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84442 of 2024

Arising Out of PS. Case No.-278 Year-2024 Thana- Excise Thana Hajipur District- Vaishali

Vikash Kumar Son of Sanjay Rai Resident of Village - Mohanpur Dhanraj,
P.S. - Mahua, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hemant Kumar, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

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

ORAL ORDER

2 11-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Hajipur Excise PS Case No. 278 of 2024 instituted for the
offences under Sections 30(a) and 32(3) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that total 369
litres foreign liquor was recovered from two vehicles i.e. Car
and Pick-up van.

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 the petitioner is neither the owner nor the driver of the seized vehicles. The petitioner is in custody since 03.10.2024 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 petitioner.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioner 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 Hajipur Excise PS Case No. 278 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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