

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.84840 of 2024**

Arising Out of PS. Case No.-432 Year-2024 Thana- Excise P.S. District- Sheikhpura

Chandan Kumar S/O Ramji Yadav R/O Vill.- Indaypar, P.S.- Sheikhpura,  
Dist.- Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

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

For the Opposite Party/s : Mr. Lakshmi Kant 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 Excise  
PS Case No. 432 of 2024 instituted for the offences under  
Sections 30(a) & 56(a) of the Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that 62.500 liters  
of country made liquor was recovered from motorcycle.  
Petitioner was arrested on the spot.

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 and motorcycle.



The petitioner is in custody since 30-10-2024 and has got no criminal antecedent. 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, 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) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Excise PS Case No. 432 of 2024.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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