

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85667 of 2024

Arising Out of PS. Case No.-399 Year-2023 Thana- BAHADURPUR District- Patna

Vikash Kumar Son of Late Raghubeer Manjhi Resident of Village -
Bahadurpur Musahari, P.S. - Bahadurpur, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kumar Singh, Advocate

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

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

ORAL ORDER

2 09-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Bahadurpur PS Case No. 399 of 2023 instituted for the offences
under Sections 30(a) and 36 of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that total 150
litres of country made liquor was recovered in this case.

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 petitioner has been implicated in this case due to mohalla



politics. It is further submitted that recovery is made from the joint house of the petitioner where the other family members also reside. The petitioner is in custody since 07.10.2024 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) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bahadurpur PS Case No. 399 of 2023.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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