

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87150 of 2024

Arising Out of PS. Case No.-501 Year-2023 Thana- MANER District- Patna

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Sultesh Kumar S/O Late Suraj Rai R/O Maudhai, Kateshwar, Ward No- 01,
P.S- Bihta, Dist.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate
For the Opposite Party/s : Mr. Abhay Kumar, APP

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

ORAL ORDER

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

2. The petitioner seeks bail in connection with Special
Excise Case No. 2057 of 2023, arising out of Maner P.S. Case
No. 501 of 2023 instituted for the offences punishable under
Sections30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 280 litres
of liquor has been recovered from car.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. It is further submitted that petitioner



is only the owner of the vehicle in question and had no knowledge regarding the goods loaded in the vehicle. The petitioner is in custody since 04.10.2024 and has one criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP 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) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Special Excise Case No. 2057 of 2023, arising out of Maner P.S. Case No. 501 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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