

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3159 of 2025

Arising Out of PS. Case No.-254 Year-2024 Thana- RAHIKA District- Madhubani

Md. Amzad @ Md. Amzad Rain Son of Md. Shamsul @ Md. Shamsul Haque
Resident of Village- Kakraul, P.S.- Rahika, District-Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate

For the Opposite Party/s : Md. Aslam Ansari, APP

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

ORAL ORDER

2 28-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Rahika
PS Case No. 254 of 2024 arising out of G.R. No. 1602 of 2024
instituted for the offences under Sections 30(a) and 41(1) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 180
litres of Nepali country made liquor was recovered from Car.

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 is neither the owner nor the driver of the seized



car. The petitioner is in custody since 15.11.2024 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 Rahika PS Case No. 254 of 2024 arising out of G.R. No. 1602 of 2024..

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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