

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6682 of 2025

Arising Out of PS. Case No.-376 Year-2024 Thana- MIRGANJ District- Gopalganj

Minku Singh Son of Tuntun Singh @ Tuntun Kumar Rai Resident of Village -
Badheya, P.S. - Mirganj, District - Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Shahi, Advocate

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

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

ORAL ORDER

- 2 13-02-2025 1. Heard learned counsel for the petitioner and learned
APP for the State.
2. The petitioner seeks bail in connection with Mirganj
P.S. Case No. 376 of 2024 instituted for the offences punishable
under Sections 317(5) of the BNS and 30(a) of the Bihar
Prohibition and Excise Act.
3. The prosecution case, in short, is that total 999 litres
of liquor was recovered from Scorpio vehicle.
4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case only on
the basis of suspicion. No incriminating article has been
recovered from the conscious possession of the petitioner.
Petitioner was not apprehended on the spot. The name of the



petitioner transpired in this case on the basis of disclosure made by local people. Learned counsel further submitted that petitioner is neither the owner nor the driver of the vehicle. The petitioner has got no concern with the alleged recovery of liquor. The petitioner is in custody since 09.12.2024 and has five criminal antecedents but he is on bail in all the cases. 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, *after framing of charge, if not already framed*, 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 Mirganj P.S. Case No. 376 of 2024.

(Rudra Prakash Mishra, J)

Alok Verma/-

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