

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10068 of 2025

Arising Out of PS. Case No.-63 Year-2024 Thana- MAHUAWA District- East Champaran

Rambabu Mukhiya S/o- Shambhu Mukhiya Village- Tinkoni Ps- Darpa Dist-
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

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

ORAL ORDER

2 24-02-2025 Heard Mr. Brajesh Kumar Singh, learned counsel for the
petitioner and Mr. Manoj Kumar, learned APP for the State.

2. The petitioner seeks bail in connection with
Mahuawa PS Case No. 63 of 2024 instituted for the offences
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 114
litres of country made liquor was recovered from plastic sacks.

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 seized plastic sacks does not belong to the petitioner. It is
further submitted that the name of the petitioner has transpired



on secret information. The petitioner is in custody since 16.12.2024 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) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mahuawa PS Case No. 63 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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