

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16865 of 2025

Arising Out of PS. Case No.-315 Year-2024 Thana- PIPRAKOTHI District- East Champaran

Deep Lal Kumar @ Deep Lal Kumar Mahto S/o- Late Pitambar Mahto @
Girgit Mahto Village- Watganj W.NO-8, Ps- Piprakothi Dist- East Champaran
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raki Alam, Advocate

For the Opposite Party/s : Md. Ataur Rahman, APP

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

ORAL ORDER

2 19-03-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Piprakothi PS Case No. 315 of 2024 instituted for the offences
under Sections 317(5) of B.N.S. and Section 30(a) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 40 litres
of country made liquor was recovered from motorcycle and
plastic bag

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 recovery is made from an open place, which is accessible to one and all. It is further submitted that motorcycle in question does not belong to the petitioner. The petitioner is in custody since 11.12.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S. Other co-accused has been granted bail by this Court *vide* order dated 15.02.2025 passed in Cr. Misc. No. 7620 of 2025.

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 Piprakothi PS Case No. 315 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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