

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21306 of 2025

Arising Out of PS. Case No.-1297 Year-2024 Thana- SAHARSA SADAR District- Saharsa

Mithilesh Kumar S/o Shankar Das R/o Village- Kahara Kutti, P.S.- Saharsa,
Dist.- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Mohan Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-04-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30 (a) of Bihar Prohibition
and Excise Act.

3 . It is alleged that 2 liters illicit cough syrup was
recovered from bamboo orchard.

4. It is submitted that the petitioner is innocent and
has falsely been implicated in this case on the basis of
confessional statement of other co-accused persons. No
incriminating material has been recovered from the conscious
possession of the petitioner and he is no way connected with the
aforesaid recovery. Petitioner has got 1 criminal antecedent.

5 . Learned counsel for the State opposes the bail



petition .

6. Considering the fact that no incriminating material has been recovered from conscious possession of this petitioner and other circumstances of case , in the event of arrest/surrender within eight weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive spevial Judge (Excise) II Saharsa in connection with Saharsa Sadar Police Station Case No. 1297 of 2024 , subject to the conditions laid down under section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita (BNSS) , 2023 .

(Prabhat Kumar Singh, J)

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