

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31017 of 2025

Arising Out of PS. Case No.-349 Year-2024 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

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Dilip Kumar Sharma Son of Shree Chand Sharma Village -Baijnath Sahay
Lane, Manpur, PS- Buniyaganj, Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Md. Iftekhar Mahmood, APP

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

ORAL ORDER

2 09-05-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Magadh Medical P.S. Case No. 349 of 2024 registered for
the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. The prosecution case in short is that 177.75 litres
foreign liquor was recovered from Car.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him 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. Name of the petitioner has surfaced in this case as being owner of the vehicle in question and he was unaware of the fact that illicit liquor was laden in the vehicle. Petitioner bears one criminal antecedent. Other co-accused has been granted bail by this Court vide order dated 06-02-2025, passed in Cr. Misc. No. 5343 of 2025.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Magadh Medical P.S. Case No. 349 of 2024, subject to the conditions as laid down under Section 482(2) of the BNSS.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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