

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76108 of 2024

Arising Out of PS. Case No.-179 Year-2024 Thana- ATHMALGOLA District- Patna

Tutu Kumar S/O Vishwanath Prasad R/O Naya Tola Raghopur, P.S-
Bakhtiyarpur, Distt.-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Niranjan Prasad Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 12-02-2025 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 2022 (Amended).

3 . It is alleged that 51 liters of country made
mahua liquor was recovered from seized motorcycle .

4. It is submitted that the petitioner is innocent and
has falsely been implicated in this case . The name of the
petitioner transpired during course of investigation in
confessional statement of co-accused. Petitioner is neither
owner nor driver of the seized motorcycle . 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 one criminal antecedent of similar nature in which he is on bail.

5 . Learned counsel for the State opposes the bail petition .

6. Considering the facts of the 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 Special Judge Excise Barh in connection with Athmal Gola Police Station Case No. 179 of 2024 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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