

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80160 of 2024

Arising Out of PS. Case No.-299 Year-2024 Thana- KOCHAS District- Rohtas

Mukesh Kumar @ Guddu Son of Om Prakash Chauhan R/O Vill.- Kochas,
Ward no. 1, P.S.- Kochas, Dist.- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Kumar Pandey, Adv
For the Opposite Party/s : Ms. Asha Devi

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

ORAL ORDER

3 07-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Kochas
PS Case No. 299 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 80.34
litres of foreign liquor was recovered from shop and house of
the petitioner.

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 the joint house of the petitioner



where the other family members also reside. It is further submitted that apprehended co-accused person disclosed the name of the petitioner. The petitioner is in custody since 14.10.2024 and has got one criminal antecedent. There is no compliance of Section 103 of B.N.S.S. Other co-accused has been granted regular bail passed by this Court vide order dated 18.12.2024 in Cr. Misc. No. 86195 of 2024.

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 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) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Kochas PS Case No. 299 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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