

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84943 of 2024

Arising Out of PS. Case No.-120 Year-2024 Thana- MUSRIGHRARI District- Samastipur

Avinash Kumar @ Abhinash Kumar Son of Nandkishore Sah Resident of
Village- Repura Ward No. 7, P.S.- Sakta, Distt.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-01-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 30(a), 41(1) of the Bihar
Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, 909.6 litres of
foreign liquor has been recovered from a Pickup.

4. Learned counsel for the petitioner submits that
no such occurrence as alleged ever took place. He is quite
innocent and has been falsely implicated in this case. The
allegation levelled against the petitioner is not specific rather
general and omnibus in nature. He submits that nothing has
been recovered from conscious possession of the petitioner. He
further submits that the petitioner is the driver of the seized



Pickup and has been apprehended on the spot. The petitioner has no criminal antecedent and has been languishing in custody since 20.08.2024.

5. Learned APP for the State opposed the bail petition.

6. Considering the facts aforesaid and the custody of the petitioner, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five 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 Musarigharari P.S. Case No.120 of 2024.

(Anjani Kumar Sharan, J)

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