

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89326 of 2024

Arising Out of PS. Case No.-165 Year-2024 Thana- Lakho District- Begusarai

1. Indrajeet Kumar @ Indrajit Kr. Singh @ Indrajeet Kr. Singh Son of Ram Naresh Prasad Singh Resident of Village - Chakjainav, Ward No.7, P.S. - Bidupur, District - Vaishali
2. Ganesh Roy Son of Brahamdeo Roy Resident of Village - Raghunathpur, Ward No.13, P.S. - Tajpur, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manjeet Kumar Mishra, Advocate
For the Opposite Party/s : Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 09-01-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Lakho P.S. Case No. 165 of 2024 instituted for the offences punishable under Sections 30(a), 32(3), 41(1)(2) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 891 litres of liquor has been recovered from truck whereas 18 litres has been recovered from Swift Dzire Car.

4. Learned counsel for the petitioners submitted that the petitioners have falsely been implicated in the present case. No incriminating article has been recovered from the conscious



possession of the petitioners. Learned counsel further submitted that petitioners are neither the owner nor the driver of the vehicle. The petitioners have got no concern with the alleged recovery of liquor. The petitioners are in custody since 01.11.2024 and have no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners 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 Lakho P.S. Case No. 165 of 2024.

(Rudra Prakash Mishra, J)

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