

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90334 of 2024

Arising Out of PS. Case No.-525 Year-2024 Thana- RAJAON District- Banka

Vijay Kumar Son of Gunilal Rai Resident of Village- Mishraulia, Police
Station -Jandaha, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Mukherjee, Advocate
For the Opposite Party/s : Mr.Shailendra Kumar, APP

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

ORAL ORDER

2 18-01-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in Rajoun (Nawada
Bazar O.P.) P.S. case No. 525 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 105 liters
liquor was recovered from car.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in
the present case due to dirty local politics. 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 the petitioner is driver of the car and he had no knowledge regarding the nature of goods kept in the car. The petitioner is not the owner of the car in question. The petitioner is in custody since 25.10.2024 and has got one criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

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) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Rajoun (Nawada Bazar O.P.) P.S. case No. 525 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member



of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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