

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.733 of 2025

Arising Out of PS. Case No.-75 Year-2024 Thana- PIRBAHOR District- Patna

Shambhu Kumar S/o Late Laxmikant @ Lakshmi Kant Ghosh @ Late
L.K.Ghosh R/o Mohalla- Bhikhna Pahadi, Khatal Gali, Saidpur, P.S.-
Pirbahore, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satyam Anand, Advocate
For the Opposite Party/s : Mrs. Asha Kumari, 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 Pirabhor P.S. Case No.
75 of 2024, instituted for the offences punishable under Sections
272, 273 of the Indian Penal Code and Section 30(a) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 205 liters
liquor was recovered from E-rickshaw and the petitioner was
apprehended on spot.

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. Learned counsel for the petitioner further submits that the petitioner is owner and driver of the said E-rickshaw in question. The said vehicle is used for commercial purpose and he had no knowledge regarding the goods being loaded in his vehicle. The petitioner is in custody since 10.02.2024 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Pirabhor P.S. Case No. 75 of 2024.

(Rudra Prakash Mishra, J)

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