

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7505 of 2025

Arising Out of PS. Case No.-185 Year-2024 Thana- KUNDWACHAINPUR District- East
Champaran

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Sunil Kumar S/o- Vishwanath Ram Village- Patahi Ps- Patahi Dist- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Ms. Renu Kumari, APP

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

ORAL ORDER

2 15-02-2025 Heard Mr. Abhishek Kumar, learned counsel for the
petitioner and Ms. Renu Kumari, learned APP for the State.

2. The petitioner seeks bail in connection with
Kundwachainpur PS Case No. 185 of 2024 instituted for the
offences under Sections 317(5) of B.N.S. and 30(a) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 486
litres of Nepali liquor was recovered from Scorpio.

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 petitioner is the driver of the seized vehicle and he has no



knowledge regarding the nature of goods kept in the vehicle. The petitioner is in custody since 14.11.2024 and has got one criminal antecedent in which he is on bail. There is no compliance of Section 103 of B.N.S.S. Charge-sheet has been submitted in this case.

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 Kundwachainpur PS Case No. 185 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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