

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.7005 of 2025**

Arising Out of PS. Case No.-219 Year-2024 Thana- ARERAJ District- East Champaran

Jitendra Prasad Son of Shambhu Prasad @ Shambhu Raut Resident of village  
- Hardiya, Ward no. 5, ps- Areraj, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                          |   |                                                          |
|--------------------------|---|----------------------------------------------------------|
| For the Petitioner/s     | : | Mr. Abhishek Kumar, Advocate<br>Mr. Hemant Ray, Advocate |
| For the Opposite Party/s | : | Mr. Shailendra Kumar, APP                                |

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

ORAL ORDER

2      13-02-2025              Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner seeks bail in connection with Areraj  
PS Case No. 219 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 9 liters  
foreign liquor was recovered from the shop of the petitioner.

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. The alleged  
liquor was found on road side behind the shop of the petitioner



in an abandoned condition, which is accessible to one and all. The petitioner is in custody since 18-12-2024 and has got one criminal antecedent. There is no compliance of Section 103 of the BNSS, 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 Areraj PS Case No. 219 of 2024.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

