

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14512 of 2025

Arising Out of PS. Case No.-5 Year-2025 Thana- BITHAN District- Samastipur

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Amarjeet Kumar @ Bhola S/O- Yogendra Singh @ Jogindra Singh R/o
Village- Ujan PS-Bithan Distt- Samastipur Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Madhav Kumar, Adv.

For the Opposite Party/s : Mr.Manoj Kumar, APP

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

ORAL ORDER

2 07-03-2025 Heard learned counsel for the petitioner and learned

APP for the State.

2. The petitioner seeks bail in connection with Bithan

P.S. Case No. 05 of 2025 instituted for the offences under

Section 30(a) of the Bihar Prohibition and Excise Act, 2022.

3. As per prosecution case, the police has recovered

total 20 liters of illicit country-made liquor from the hut. The

petitioner was arrested on the spot.

4. Learned counsel for the petitioner submits that

the petitioner is innocent and has committed no offence as

alleged against him and has falsely been implicated in the

present case. He further submits that nothing incriminating



has been recovered from the conscious possession of the petitioner. The alleged recovery of illicit liquor has been made from the joint house property and the petitioner has no concern with the alleged liquor. The petitioner was not aware of the contents of the material being kept in the joint house property. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has no criminal antecedent and is languishing in judicial custody since 11.01.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, 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 Bithan P.S. Case
No. 05 of 2025.

(Rudra Prakash Mishra, J)

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