

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12915 of 2025

Arising Out of PS. Case No.-170 Year-2024 Thana- VISHAMBHARPUR District- Gopalganj

1. Nand Kishor Ram S/O Jag Bihari Ram R/O Village- Chatur Bagaha, P.S.-
Jadopur, District- Gopalganj, Bihar
2. Raju Ram S/O Chhathu Ram R/O Village- Chatur Bagaha, P.S.- Jadopur,
District- Gopalganj, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indrajeet Bhushan, Advocate
For the Opposite Party/s : Ms. Renu Kumari, APP

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

ORAL ORDER

2 21-02-2025 Heard Mr. Indrajeet Bhushan, learned counsel for the
petitioners and Ms. Renu Kumari, learned APP for the State.

2. The petitioners seek bail in connection with
Vishambharpur PS Case No. 170 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 altogether
119.625 litres of foreign liquor was recovered from five plastic
sacks concealed in the bushes, beside the bandh.

4. Learned counsel for the petitioners submit that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioners. The petitioners have



got no concern with the alleged recovery of liquor. It is submitted that recovery is made from an open place, which is accessible to one and all. The petitioners are in custody since 22.11.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioners and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners 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 Vishambharpur PS Case No. 170 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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