

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.23420 of 2025**

Arising Out of PS. Case No.-356 Year-2023 Thana- SAHPUR District- Patna

Sonu Kumar Son of Bachu Prasad Resident of Village- Daulatpur, PO and PS-  
Bihta, District- Patna. ... .. Petitioner/s

Versus

The State of Bihar. ... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Saurav Karn, Advocate

Mr. Rishup, Advocate

For the Opposite Party/s : Mr.Satyendra Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**  
**ORAL ORDER**

5      22-08-2025                      Heard learned counsel appearing on behalf of the  
  
petitioner and learned counsel appearing on behalf of the State.

2. The accused/petitioner apprehending his arrest in  
connection with Shahpur P.S. Case No. 356 of 2023 registered for  
the offence under Sections 30(a), 41 and 56 of the Bihar  
Prohibition and Excise Act.

3. The allegation against the petitioner is to be engaged  
in illegal trading/manufacturing of illicit liquor, where, there is  
recovery of 250 litres of IMFL/country made liquor from the Car.

4. Learned counsel appearing on behalf of the  
petitioner submitted that alleged illicit liquor admittedly not  
appears to be recovered from the physical possession of this  
petitioner and his implication appears only for the reason that he is  
the owner of the car. It is also submitted that the car in issue was  
given to co-accused person in good faith for personal use but it



was misused, which was not in knowledge of this petitioner. While concluding argument, it is submitted that petitioner is a man of clean antecedent.

5. Learned APP opposed the prayer of bail.

6. Considering the aforesaid facts and circumstances as recovery of illicit liquor *prima facie* not appears to be made from the physical possession of this petitioner, where implication appears *prima facie* for the reason that petitioner is the owner of vehicle, which found carrying illicit liquor, accordingly, above named petitioner, in the event of his arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Excise Judge Danapur/concerned Court, where the case is pending in connection with Shahpur P.S. Case No. 356 of 2023, subject to the conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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