

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16288 of 2025

Arising Out of PS. Case No.-7 Year-2025 Thana- BAKHTIYARPUR RAIL P.S. District-
Patna

=====

Babloo Kumar @ Bablu Kumar Son of Surendra Mahto Resident of Village-
Jamunichak, P.S.- Barh, District- Patna (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

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

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

=====

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

ORAL ORDER

2 20-03-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Rail
Bakhtiyarpur PS Case No. 07 of 2025 instituted for the offences
under Sections 30(a) and 37 of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that total 121.05
litres of foreign liquor was recovered from several jute sack and
bags in which 44.31 litres of liquor was recovered from the
possession 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. It is submitted that recovery is made from an open place, which is accessible to one and all. It is further submitted that seized sacks do not belong to the petitioner. The petitioner is in custody since 24.01.2025 and has got no any 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 petitioner.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioner 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 Rail Bakhtiyarpur PS Case No. 07 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

U		T	
---	--	---	--

