

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18900 of 2025

Arising Out of PS. Case No.-22 Year-2025 Thana- Bhawanipur District- Bhagalpur

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Gaurav Kumar @ Gaurav Sharma S/O Lalkun Sharma R/O vill.- Raipur, P.S.-
Bhawanipur, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 16-04-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Bhawanipur PS Case No. 22 of 2025 dated 11-02-2025,
instituted under Sections 30(A)(C)(D) of the Bihar Prohibition
and Excise (Amendment) Act, 2018.

3.The allegation is of the recovery of 220 litres of
illicit country-made liquor from the house (basa) of Lalkun
Sharma, and 400 litres of semi-prepared country-made liquor
from the land situated in the mango orchard to the north of the



Khandwa Dhaar.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in the present case. It is submitted that 220 litres of illicit country-made liquor were recovered from the house (basa) of Lalkun Sharma, and on the basis of secret information the petitioner has been implicated as an accused in this case. It is further submitted that the petitioner happens to be the son of the said Lalkun Sharma. It is next submitted that nothing has been recovered either from the conscious possession or the house of the petitioner. It is also submitted that the petitioner has no concern whatsoever with the seized articles. It is further submitted that the mango orchard, from where 400 litres of semi-prepared liquor were allegedly recovered, does not belong to the petitioner. Lastly, it is submitted that the petitioner has no criminal antecedents.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned



Additional Sessions Judge IX, Bhagalpur, in Bhawanipur PS
Case No. 22 of 2025, subject to the conditions laid down in
Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita 2023.

7. The application stands allowed.

(Khatim Reza, J)

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