

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18975 of 2025

Arising Out of PS. Case No.-8 Year-2025 Thana- Amdanda District- Bhagalpur

Sonu Kumar Sah Sukhdev Sah R/O village - Kendua, P.S- Pathargama,
District- Godda (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Baijnath Sah, Adv.

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

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

ORAL ORDER

2 28-03-2025 Heard learned counsel for the petitioner
and learned APP for the State.

2. The petitioner seeks bail in connection
with Amdanda P.S. Case No. 08 of 2025 instituted
for the offences under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

3. As per prosecution case, the police has
recovered total 44 liters of illicit country made
liquor from the motorcycle bearing Regd. No.
JH10A7198.

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 due to highhandedness of the police. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The alleged motorcycle does not belong to the petitioner rather the owner of the same is one Pradeep Kumar who had handed over the vehicle to the petitioner. The petitioner has no concern with the seized liquor. The petitioner was not aware of the contents of the material kept in alleged vehicle. 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 18.01.2025 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 Amdanda P.S. Case No. 08 of 2025.

(Rudra Prakash Mishra, J)

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