

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20101 of 2025

Arising Out of PS. Case No.-52 Year-2025 Thana- BARH District- Patna

Sunil Kumar S/o Nunu Ram R/o Vill./Mohalla- Bazipur, Ward No. 3, P.S.-
Barh, Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh, Adv.

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

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

ORAL ORDER

2 03-04-2025 Heard learned counsel for the petitioner
and learned APP for the State.

2. The petitioner seeks bail in connection
with Barh P.S. Case No. 52 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 121.68 liters of illicit liquor from
the Jute sac. The petitioner was arrested on the
spot.

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 dirty village politics. He further submits that the petitioner has no concern with the alleged place of occurrence from where the alleged illicit wine were recovered. The petitioner has never indulged in the illegal trade of wine. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the seized liquor. 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 19.01.2025 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 Barh P.S. Case No. 52 of 2025.

(Rudra Prakash Mishra, J)

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