

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22520 of 2025

Arising Out of PS. Case No.-27 Year-2025 Thana- HALAI District- Samastipur

Vikash Kumar S/o Mahesh Singh Resident of Panapur, Police Station-
Jandaha, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Subhash Kumar, Adv.

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

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

ORAL ORDER

2 15-04-2025 Heard learned counsel for the petitioner
and learned APP for the State.

2. The petitioner seeks bail in connection with Halai P.S. Case No. 27 of 2025 instituted for the offences under Sections 274, 275 of the Bharitya Nyaya Sanhita and Section 30(a) of the Bihar Prohibition and Excise Act, 2022.

3. As per prosecution case, the police has recovered total 181.44 liters of illicit country-made liquor from the car. 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. The petitioner is alleged to be the driver of the alleged car. 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. The petitioner was not aware of the contents of the material loaded in the alleged car. 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 one criminal antecedent and is languishing in judicial custody since 05.03.2025 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 has one 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 Halai P.S. Case No. 27 of 2025.

(Rudra Prakash Mishra, J)

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