

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26752 of 2025

Arising Out of PS. Case No.-12 Year-2025 Thana- Pastpar Pusthi District- Saharsa

Praveen Kumar S/O Late Rajesh Singh @ Late Rakesh Kumar Singh R/O
Village- Naripa, P.S- Rajoun, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Mukherjee, Adv.

For the Opposite Party/s : Mr.Md. Nazir Ansari, APP

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

ORAL ORDER

2 29-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Pastpar P.S. Case No. 12 of 2025 instituted for the offences
under Sections 30(a) and 41(1) of the Bihar Prohibition and
Excise Act, 2022.

3. As per prosecution case, the police has recovered
total 510 liters of illicit liquor from the car and Tractor.

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 the driver of the seized Tractor



and was not aware of the contents of the material being loaded on the same. 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 24.01.2025 without any rhymes or reason.

5. Learned counsel for the petitioner again submits that the co-accused persons have been granted bail by this Court vide orders dated 17.04.2025 and 22.04.2025 passed in Cr. Misc. Nos. 23784 of 2025 and 24686 of 2025 respectively.

6. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. 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 Pastpar P.S. Case
No. 12 of 2025.

(Rudra Prakash Mishra, J)

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