

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25897 of 2025

Arising Out of PS. Case No.-124 Year-2025 Thana- BARUN District- Aurangabad

1. Manoj Ram Son of Late Mosafir Ram R/o village - Banka Bigha, Rampur (Pithanua), P.S.- Barun, District - Aurangabad
2. Pramod Kumar Son of Late Mosafir Ram R/o village - Banka Bigha, Rampur (Pithanua), P.S.- Barun, District - Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Singh, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 24-04-2025 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners seek bail in connection with Barun PS Case No. 124 of 2025 instituted for the offences under Sections 30(a)(b)(c)(d), 33 & 36 of the Bihar Prohibition and Excise Act and Sections 317(2), 317(4) & 318(2) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that 300 liters spirit, empty bottles, 5 liters spirit in drum, gallon etc., were recovered from the house of the petitioners.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the



present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. It is submitted that recovery is made from the house of the petitioners where other family members also resides. The petitioners are in custody since 13-03-2025 and has got no criminal antecedent/s. There is no compliance of Section 103 of the BNSS, 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Barun PS Case No. 124 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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