

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.27153 of 2025**

Arising Out of PS. Case No.-58 Year-2025 Thana- DURGAWATI District- Kaimur (Bhabua)

Rajesh Kumar Vishwakarma Son of Natthuram Vishwakarma @ Natthu Vishwakarma R/o Israrav @ Isbar, P.S.- Kapseti, Distt.- Varanasi (U.P.).

... .. Petitioner/s

Versus

## The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Vikramadit, Advocate

For the Opposite Party/s : Mrs. Renu Kumari, APP

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

## ORAL ORDER

2      25-04-2025                          Heard Mr. Vikramadit, learned counsel for the  
petitioner and Mrs. Renu Kumari, learned APP for the State.

2. The petitioner apprehends arrest in connection with Durgawati P.S. Case No. 58 of 2025, registered under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 777.60 liters liquor was recovered from pick-up vehicle.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. Learned counsel for the petitioner also submits that the petitioner is not named in the FIR. Name of the petitioner has transpired as being registered owner of the vehicle in question and he has no



knowledge regarding the goods kept in the vehicle. The petitioner has got no criminal antecedent. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 04.04.2025 passed in Cr. Misc. No. 20849 of 2025. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Durgawati P.S. Case No. 58 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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