

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29436 of 2025

Arising Out of PS. Case No.-104 Year-2025 Thana- SIRDALA District- Nawada

Naresh Singh S/o Sukar Singh @ Sukar Ghatwar Resident of Village-
Jamundaha, P.S.- Rajauli, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad, Adv.

For the Opposite Party/s : Mr.Md. Anzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 30-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Sirdala
P.S. Case No. 104 of 2025 instituted for the offences under
Sections 30(a), 41 of the Bihar Prohibition and Excise Act.

3. As per prosecution case, the police has recovered
total 240 liters of illicit liquor from the motorcycle.

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
merely on the basis of suspicion. The petitioner is not the owner
of the alleged motorcycle. 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 14.03.2025 without any rhymes or reason.

5. Learned counsel for the petitioner again submits that the co-accused namely Ram Prasad Rajbanshi has been granted bail by this Court vide order dated 23.04.2025 passed in Cr. Misc. No. 24860 of 2025.

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 Sirdala P.S. Case No. 104 of 2025.

(Rudra Prakash Mishra, J)

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