

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31383 of 2025

Arising Out of PS. Case No.-243 Year-2025 Thana- SITAMARHI District- Sitamarhi

Aditya Kumar @ Aaditya Kumar Son of Virendra Paswan @ Birendra
Paswan R/o village - Bhup Bhairo, P.S.- Sitamarhi, Dist.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

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

ORAL ORDER

2 12-05-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Sitamarhi P.S. Case No. 243 of 2025, instituted for the offences
punishable under Section 317(5) of the Bharatiya Nyaya
Sanhita, 2023, read with Section 30(a) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that, 738 liters
liquor was recovered from Scorpio car and the petitioner was
apprehended on spot. It is further alleged that the petitioner was
working as a liner on motorcycle.

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 has got no concern with the Scorpio vehicle in question. The petitioner was not working as a liner. The petitioner is in custody since 28.03.2025 and has got no criminal antecedent. 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 of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on 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 Sitamarhi P.S. Case No. 243 of 2025.

(Rudra Prakash Mishra, J)

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