

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34007 of 2025

Arising Out of PS. Case No.-265 Year-2024 Thana- JANTA BAZAR District- Saran

Sudhir Kumar Singh son of Haribansh Singh Village- Awas Vikash colony,
hardoi, Ps and Dist- Hardoi, UP, P/A- Subhash Nagar Kalyanpur,
Vikashnagar, Ps- Kalyanpur, Dist- Lucknow, UP

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr.Kamal Deo Sharma, Advocate
For the Opposite Party/s : Mr. Shaheen Begum, APP

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

ORAL ORDER

2 20-06-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest in connection with
Janta Bazar PS Case No. 265 of 2024 instituted for the offences
under Sections 37 & 30(a) of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that total 180mL of
liquor was recovered from Scorpio.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. The
name of the petitioner transpired in this case as being the owner
of the Scorpio in question and he was oblivious of the fact that
illicit liquor was laden in the vehicle. Learned counsel for the



petitioner, therefore, contends that *prima-facie* no case is made out against the petitioner. The petitioner has got no concern with the alleged recovery of liquor. The petitioner has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023. Other co-accused has been granted bail by this Court vide order dated 17-02-2025, passed in Cr. Misc. No. 7683 of 2025.

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, 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Janta Bazar PS Case No. 265 of 2024, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarika Suraksha Sanhita, 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

U		T	
---	--	---	--

