

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36979 of 2025

Arising Out of PS. Case No.-240 Year-2025 Thana- GARDANIBAG District- Patna

Budhna Nat @ Buddhhan Nat S/o Late BItan Nat R/o Mohalla- Jagjivan
Nagar, Near Chitkjohra Pul, P.S.- Gardanibag, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kumar Singh, Advocate

For the Opposite Party/s : Dr. Kumar Uday Pratap, APP

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

ORAL ORDER

2 17-06-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Gardanibag P.S. Case No. 240 of 2025, instituted for the
offences punishable under Section 30(a) and 34 of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that, 120 liters
liquor was recovered from tempo.

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 neither owner nor driver of the tempo in question. Name of the petitioner has transpired in this case on the basis of disclosure made by local people. The petitioner is in custody since 20.04.2025 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 Gardanibag P.S. Case No. 240 of 2025.

(Rudra Prakash Mishra, J)

Rajorshi/-

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