

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40587 of 2025

Arising Out of PS. Case No.-17 Year-2025 Thana- PURUSHOTTAMPUR District- West
Champaran

=====

Law Kush Prasad S/o Late Rajindra Prasad R/o Village-Bharbharwa, P.S-
Purushottampur, Distt.-West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Gyan Prakash, Advocate
For the Opposite Party/s : Mrs.Sucheta Yadav, APP

=====

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

ORAL ORDER

3 18-08-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in Purushottampur P.S.

case No. 17 of 2025 instituted for the offences under

Sections 274 and 275 of Bharatiya Nyaya Sanhita, 2023

and Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 94.5 liters

liquor was recovered from motorcycle.

4. Learned counsel for the petitioner submits that

the petitioner is innocent and has falsely been implicated in

the present case. The petitioner is not named in the F.I.R.

The name of the petitioner has transpired in course of



investigation. 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. It is further submitted that the motorcycle in question does not belong to the petitioner. The petitioner is in custody since 28.04.2025 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023. Co-accused have been granted bail by this Bench vide order dated 26.06.2025 passed in Cr. Misc. No. 40548 of 2025 and order dated 18.07.2025 passed in Cr. Misc. No. 49333 of 2025.

5. Learned A.P.P. 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, clean antecedent 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.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with



Purushottampur P.S. case No. 17 of 2025.

(Rudra Prakash Mishra, J)

Pankaj/-

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

