

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38694 of 2025

Arising Out of PS. Case No.-66 Year-2025 Thana- BASOPATTI District- Madhubani

Suraj Kumar kamat@ Suraj Kamat Son of Bhilai Kamat Village- Phent PS-
Basopatti Distt- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratnakar Jha, Adv.

For the Opposite Party/s : Mr.Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 23-06-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with G.R.
No. 419 of 2025 arising out of Basopatti P.S. Case No. 66 of
2025 instituted for the offences under Sections 274, 275 of the
Bhartiya Nyaya Sanhita and 30(a) of the Bihar Prohibition and
Excise Act.

3. As per prosecution case, the police has recovered
total 87 liters of illicit Nepali liquor from the motorcycle. The
petitioner was arrested on the spot.

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
due to local politics. 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. The petitioner is not the owner of the alleged seized motorcycle. The petitioner has never dealt with the wine. 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 25.03.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. 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 G.R. No. 419 of 2025 arising out of Basopatti P.S. Case No. 66 of 2025.

(Rudra Prakash Mishra, J)

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