

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37599 of 2025

Arising Out of PS. Case No.-329 Year-2024 Thana- PHULWARIYA District- Gopalganj

1. Bulet Kumar Ram @ Bulet Kumar S/O Gorakh Ram R/O Village- Jataha, P.S- Phulwariya, Distt.- Gopalganj.
2. Sandeep Kumar Yadav S/O Chandrama Yadav @ Chandrama Chaudhary R/O Village- Jataha, P.S- Phulwariya, Distt.- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Baijnath Sah, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 22-07-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Trial No. 5694 of 2025, PTN 1379 of 2024 arising out of Phulwariya P.S. Case No. 329 of 2024 instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 176 litres of liquor was recovered from three motorcycles.

4. Learned counsel for the petitioners submitted that the petitioners have falsely been implicated in the present case. No incriminating article has been recovered from the conscious possession of the petitioners. Learned counsel further submitted



that petitioners are not the owner of the vehicles in question. The petitioners have got no concern with the alleged recovery of liquor. The petitioners are in custody since 19.04.2025. Petitioner no. 1 has three criminal antecedents whereas petitioner no. 2 has five criminal antecedents. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Trial No. 5694 of 2025, PTN 1379 of 2024 arising out of Phulwariya P.S. Case No. 329 of 2024.

(Rudra Prakash Mishra, J)

Alok Verma/-

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