

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39256 of 2025

Arising Out of PS. Case No.-26 Year-2025 Thana- BARGAINIA District- Sitamarhi

Subhansh Kumar @ Subansh Kumar Baitha S/o Nagendra Baitha R/o Village-
Laxmipur, Ward No. 8, P.S.- Gaur, Dist.- Rathut (Nepal)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr.Asha Devi

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-06-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Bairgania P.S. Case No. 26/2025 dated 21.02.2025 registered for the offences punishable u/s 30(a) and 30(c) of the Bihar Prohibition and Excise Act and 317(5) of the B.N.S.

3. As per the prosecution case, total 473.7 litres of illicit Nepali country-made liquor was recovered from the three motorcycles out of which 144 litres of illicit Nepali country-made liquor was recovered from the two sacks loaded on the motorcycle.

4. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. The name of the petitioner has sprung up in this case on mere suspicion. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 22.05.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Sitamarhi in connection with Bairstonia P.S. Case No. 26/2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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