

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38702 of 2025

Arising Out of PS. Case No.-99 Year-2025 Thana- JOGSAR District- Bhagalpur

Manish Kumar @ Manish Kumar Yadav S/o Jhoti Yadav Resident of Village-
Bari Khanjarpur ,P.S- Barari ,Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Adv.

For the Opposite Party/s : Ms.Indu Kumari Srivastava, 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 Jogsar
P.S. Case No. 99 of 2025 instituted for the offences under
Sections 30(a), 45 of the Bihar Prohibition and Excise Act,
2022.

3. As per prosecution case, the police has recovered
total 3.400 liters of illicit foreign 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 highhandedness of the police officials. 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. 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 two criminal antecedent and is languishing in judicial custody since 25.04.2025 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, stating that the petitioner has two criminal antecedents of similar nature of offence.

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, 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 Jogsar P.S. Case No. 99 of 2025.

(Rudra Prakash Mishra, J)

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