

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40727 of 2025

Arising Out of PS. Case No.-168 Year-2024 Thana- SASARAM MUFFSIL District- Rohtas

Bhaiya Ram @ Battery R/o Late Shyam Bihari Chaudhary R/o Village-
Khanda, P.S.-Sasaram (Mufasil), District- Rohtas Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Babu Nandan Prasad, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, APP

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

ORAL ORDER

2 30-06-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Sasaram (Muffasil) PS Case No. 168 of 2024 instituted for
the offences under Section 30(a) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that total 50
litres of country made liquor was recovered from near
Canal.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in
the present case. 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 submitted that recovery is made from an open place, which is accessible to one and all. It is further submitted local chowkidar disclosed the name of the petitioner. The petitioner is in custody since 05.05.2025 and has got two criminal antecedents. There is no compliance of Section 103 of B.N.S.S.

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 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.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sasaram (Muffasil) PS Case No. 168 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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