

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41878 of 2025

Arising Out of PS. Case No.-634 Year-2024 Thana- GARDANIBAG District- Patna

Vinod Ram S/o Late Bagi Ram @ Bhagi Ram R/o Mohalla- New Ambedkar Colony, Yarpur, Under Bhikhari Thakur Bridge, P.S.- Gardanibagh, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Rajeev, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 07-07-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Gardanibagh PS Case No. 634 of 2024, Special Case No. 1615 of 2025 instituted for the offences under Sections 30(a), 34 and 36 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 83.9 litres of liquor was recovered from hut of the petitioner.

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 hut which is an open and accessible to all. It is further submitted that local people disclosed the name of the petitioner. The petitioner is in custody since 24.04.2025 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 Gardanibagh PS Case No. 634 of 2024, Special Case No. 1615 of 2025, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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