

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43782 of 2025

Arising Out of PS. Case No.-119 Year-2025 Thana- KHUSRUPUR District- Patna

Rakesh Kumar S/o Upendra Rai @ Upendra ray Vill.- Purushottampur, PS-
Rustampur, Distt.- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahni, APP

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

ORAL ORDER

2 14-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Khusrupur P.S. Case No. 119 of 2025 instituted for the offences
punishable under Sections 303(2), 317(2), 317(5), 3(5) of the
BNS and 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 185 litres
of liquor was recovered from two motorcycles.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted
that petitioner is not the owner of the vehicles in question. The



petitioner has got no concern with the alleged recovery of liquor. The petitioner is in custody since 13.04.2025 and has no criminal antecedent. 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 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 Khusrupur P.S. Case No. 119 of 2025.

(Rudra Prakash Mishra, J)

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