

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48055 of 2025

Arising Out of PS. Case No.-93 Year-2025 Thana- Excise P.S. District- Khagaria

Ghanshyam Yadav Son of Gorakh Yadav Resident of village - Chukati Ward
No.- 15, P.S.- Mansi, District - Khagaria, Bihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Seema Kumari, Advocate

For the Opposite Party/s : Mr. Rabindra Kumar, Advocate

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

ORAL ORDER

2 24-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Prohibition and Excise PS Khagaria Case No. 93 of 2025
instituted for the offences under Sections 30(a) and 30(f) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 900 ml
of codeine syrup was recovered from behind the kiosk shop 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 an open place, which is accessible to one and all. The petitioner is in custody since 30.03.2025 and has got one criminal antecedent. 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 Prohibition and Excise PS Khagaria Case No. 93 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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