

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53482 of 2025**

Arising Out of PS. Case No.-127 Year-2025 Thana- SIMRI District- Buxar

Ashok Sah @ Ashok Sahu S/o Late Bhikhari Sah R/o vill - Simari Dudhi  
Patti, P.S.- Simari, Distt.- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Dr. Kamal Deo Sharma, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

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

ORAL ORDER

2      12-08-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in Simri P.S. case No. 127  
of 2025 instituted for the offences under Section 37 of the Bihar  
Prohibition and Excise Act.

3. The prosecution case, in short, is that while  
performing patrolling duty, the petitioner was arrested by the  
police in drunken state.

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



further submitted that the real fact was that the petitioner consumed some homeopathic medicine and the police has falsely implicated the petitioner due to ulterior motive. The petitioner is in custody since 04.07.2025 and has got four 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.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Simri P.S. case No. 127 of 2025.

**(Rudra Prakash Mishra, J)**

Pankaj/-

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