

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.51771 of 2025**

Arising Out of PS. Case No.-32 Year-2025 Thana- BABURA District- Bhojpur

Chandan Rai S/O Panu Rai Resident of Village- Khesarahiyan, P.S.- Gidha,  
District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Raju Kumar Singh, Adv.

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

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

2      05-08-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in connection with Babura  
P.S. Case No. 32 of 2025 instituted for the offences under  
Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, the police has recovered  
total 120 liters of illicit country-made liquor from the  
motorcycle.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence as alleged  
against him and has falsely been implicated in the present case.  
He further submits that nothing incriminating has been  
recovered from the conscious possession of the petitioner. The  
alleged vehicle does not belong to the petitioner. The petitioner  
has no concern with the seized liquor. The petitioner has never



indulged either in manufacturing or trading of the illicit liquor. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has no criminal antecedent and is languishing in judicial custody since 20.06.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, 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 Babura P.S. Case No. 32 of 2025.

**(Rudra Prakash Mishra, J)**

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