

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60357 of 2025

Arising Out of PS. Case No.-221 Year-2025 Thana- UDWANTNAGAR District- Bhojpur

Ajay Kumar @ Ajay Kumar Yadav S/O Ram Ishwar Singh @ Ram Ishwar Yadav @ Teghari Yadav @ Ram Ishwar R/O Village - Malthar, P.S.- Udwanthnagar, Dist.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mrs. Sucheta Yadav, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 24-09-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Udwanthnagar P.S. Case No. 221 of 2025 instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act.

3. The prosecution case, in short, is that total 112 litres of country made liquor was recovered from motorcycle.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Petitioner was not apprehended on the spot. No incriminating article has been recovered from the conscious possession of the petitioner. The petitioner has got no concern with the alleged



recovery of liquor nor he is indulged in the business of illicit liquor. Similarly situated co-accused has already been granted by a coordinate Bench of this Court vide order dated 04.08.2025 passed in Cr. Misc. No. 43262 of 2025. The petitioner is in custody since 25.06.2025 and has one more criminal case subsequent to this case. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023. The charge-sheet has already been submitted after completion of investigation. Petitioner undertakes to cooperate in the trial of the case.

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 as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner. 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 Udwantnagar P.S. Case No. 221 of 2025.

(Sunil Dutta Mishra, J)

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