

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53805 of 2025**

Arising Out of PS. Case No.-147 Year-2025 Thana- HARSIDHI District- East Champaran

Jitendra Paswan Son of Birbal Paswan @ Birlal Paswan R/V- Bhada Ward  
NO 6 PS -Harsidhi District -East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Kundan Rathore@ Kundan Kumar, Advocate  
For the Opposite Party/s : Dr. Kumar Uday Pratap, APP

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

ORAL ORDER

2      01-08-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2.      The petitioner seeks bail in connection with  
Harsidhi PS Case No. 147 of 2025 instituted for the offences  
under Section 30(a) of the Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that total 100  
litres of country made liquor was recovered from near the bank  
of river.

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. It is further submitted that local chowkidar disclosed the name of the petitioner. The petitioner is in custody since 25.05.2025 and has got two criminal antecedents in which he is on bail. There is no compliance of Section 103 of B.N.S.S. Similarly situated other co-accused has been granted regular bail by this Court vide order dated 18.06.2025 passed in Cr. Misc. No. 37665 of 2025.

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 Harsidhi PS Case No. 147 of 2025.

**(Rudra Prakash Mishra, J)**

Raj Ranjan/-

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