

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55580 of 2025

Arising Out of PS. Case No.-200 Year-2025 Thana- KHAGAUL District- Patna

Amit Kumar Son of Raj Kumar @ Raj Kumar Prasad Resident of Near
Gandhi Murti, Rajkiya Prathmik bidhyalay Harijan Durja, Ps- Buddha colony,
Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamlesh Kumar, Adv.
Mr. Kahkashan Alam, Adv.
For the Opposite Party/s : Mrs. Renu Kumari, APP

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

ORAL ORDER

2 14-08-2025 Heard learned counsel for the petitioner
and Mrs. Renu Kumari, learned APP for the State.

2. The petitioner seeks bail in connection
with Special Excise Case No. 580 of 2025 arising
out of Khagaul P.S. Case No. 200 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 111 liters of illicit foreign liquor
from the Indigo car.

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 merely on the basis of suspicion. The petitioner is neither owner nor driver of the alleged vehicle. Even, the petitioner was not found sitting in the alleged car. He further submits that nothing incriminating has been recovered from the conscious possession of 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 one 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, let the petitioner, abovenamed, 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 Special Excise Case No. 580 of 2025 arising out of Khagaul P.S. Case No. 200 of 2025.

(Rudra Prakash Mishra, J)

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