

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63507 of 2025

Arising Out of PS. Case No.-516 Year-2025 Thana- PIRBAHOR District- Patna

Saurav Kumar S/o Ganesh Kumar Mehta R/o Mohalla- Musallahpur Hatt
Middle School, P.S.- Pirbahore, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Krishna Jha, Advocate

For the Opposite Party/s : Mr.Manoj Kumar, A.P.P.

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

ORAL ORDER

4 16-12-2025 Heard learned counsel for the petitioner and
learned APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with
Pirbahore P.S. Case No. 516 of 2025, instituted for the offences
under Sections 25(1-B)(a) and 26 of the Arms Act and Section
30(a) of the Bihar Prohibition and Excise Act.

3. Prosecution case, in short, is that on 03.07.2025
Police personnel received secret information regarding business
of illegal liquor operated from a house behind Musallahpur Haat
Middle School. The police personnel reached on the said place
and petitioner has been arrested. On search, two illegal country
made pistol and 16 live cartridges were recovered from the
room. Besides arms and ammunitions, 8.640 litres of foreign
liquor were recovered.



4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Learned counsel for the petitioner further submitted that the recovery has been made from joint house of the petitioner, where other family members also reside. Learned counsel for the petitioner submits that general and omnibus allegation has been made against the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 04.07.2025 and has one criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

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 as also 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, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Pirbahore P.S. Case No. 516 of 2025, subject to the following conditions:



(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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