

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75667 of 2025

Arising Out of PS. Case No.-493 Year-2025 Thana- CHAPRA TOWN District- Saran

Rohit Kumar @ Rohit @ Tejas Kumar S/o Late Manoj Prasad @ Manager
Prasad @ Maejar Prasad R/o Village - Mauna Dhanu Toli (Mauna Mishra
Toli), Ward No. 35, P.S - Chapra Town, District - Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Advocate

For the Opposite Party/s : Ms. Asha Devi, APP

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

ORAL ORDER

2 04-11-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Chapra
Town (Chapra Nagar) PS Case No. 493 of 2025 instituted for
the offences under Section/s 30(a) of the Bihar Prohibition and
Excise Act and Section 317(5) of the Bharatiya Nyaya Sanhita,
2023.

3. The prosecution case, in short, is that 80 liters
country made liquor was recovered from motorcycle.

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 petitioner is not the owner of the motorcycle in question and he has no concern with the same. The petitioner is in custody since 24.08.2025 and has got no criminal antecedent/s. There is no compliance of Section 103 of the BNSS, 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, clean antecedent of the petitioner 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.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Chapra Town (Chapra Nagar) PS Case No. 493 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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