

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75125 of 2025

Arising Out of PS. Case No.-361 Year-2025 Thana- SIRDALA District- Nawada

RAM BILASH PRASAD S/o- Late Jhaman Mahto R/v- Lound Bigha Ps-
Sirdalla Dist- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Nandan Prasad, Adv.

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap, APP

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

ORAL ORDER

2 03-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Sirdalla P.S. Case No. 361 of 2025 instituted for the offences
under Sections 30(a) and 41 of the Bihar Prohibition and
Excise Act.

3. As per prosecution case, the police has recovered
total 100 liters of illicit country-made liquor from the under-
constructed house.

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.



He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner rather the same has been recovered from the house of the petitioner living jointly with other family members. The petitioner has no concern with the seized liquor. The petitioner was not aware of the contents of the material being kept in the house. 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 no criminal antecedent and is languishing in judicial custody since 24.09.2025 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 and the petitioner having no criminal antecedent, let the petitioner, abovenamed, be released on bail 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 Sirdalla P.S. Case
No. 361 of 2025.

(Rudra Prakash Mishra, J)

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