

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77012 of 2025

Arising Out of PS. Case No.-166 Year-2025 Thana- YADOPUR District- Gopalganj

1. Brajesh Kumar S/O Mahesh Kumar Resident of Karikapur, P.S. Ater(Atel)
District- Bhind, Madhya Pradesh
 2. Sumit S/O Sunil Kumar R/O Bardola, P.S.- Tegam, Dist.- Faridabad.
- Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rambabu Yadav, Advocate
For the Opposite Party/s : Mr. Akbar Ali, APP

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

ORAL ORDER

2 15-11-2025 Heard learned counsel for the petitioners and
learned APP for the State.

2. The petitioners seek bail in connection with
Jadipur P.S. Case No. 166 of 2025, instituted for the offences
punishable under Sections 281, 125(a), 324(4), 109 of the
Bharatiya Nyaya Sanhita, 2023 and Section 30(a) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that 286.56 liters
liquor was recovered from car and both the petitioners were
apprehended on spot.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from



the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. Learned counsel for the petitioner also submits that both the petitioners are not owner of the car in question rather they are driver and co-driver of that vehicle and they have got no knowledge with regard to the nature of goods loaded in the vehicle. The petitioners are in custody since 25.08.2025 and have got no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Jadopur P.S. Case No. 166 of 2025.

(Rudra Prakash Mishra, J)

Rajorshi/-

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