**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.77120 of 2025**

Arising Out of PS. Case No.-130 Year-2025 Thana- Pachpakdi District- East Champaran

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SUKHARI SAH S/O BHIKHAR SAH @ BHIKHARI SAH R/O Vill.- Purani Masjid Fakiri Toli, P.S.- Pachpakri, Dist.- East Champaran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr. Anil Kumar, Advocate
For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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

ORAL ORDER

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

2. The petitioner seeks bail in connection with Pachpakri P.S. Case No. 130 of 2025, instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 42 liters liquor was recovered from the house of the petitioner and he was apprehended on spot.

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

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no concern with the alleged recovery of liquor. Learned counsel for the petitioner also submits that the alleged recovery has been made from the joint house of the petitioner where other family members also reside. The petitioner is in custody since 16.08.2025 and has got one criminal antecedent in which he is on bail. 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 petitioner.

6. Considering the aforesaid facts and circumstances of the case 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/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Pachpakri P.S. Case No. 130 of 2025.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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