

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78566 of 2025

Arising Out of PS. Case No.-405 Year-2025 Thana- PATLIPUTRA District- Patna

Rajkumar S/O Santosh Chauhan R/O Village- Bodhachack, Kurthaul, P.S-
Parsa Bazar, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jogendra Prasadm, Advocate

For the Opposite Party/s : Mr.Md. Nazir Ansari, APP

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

ORAL ORDER

2 20-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Patliputra P.S. case No.
405 of 2025 instituted for the offences under Section 30(a) of
the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 140 liters
liquor was recovered from Auto and the petitioner was arrested
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 no concern with the alleged recovery of liquor. It is



further submitted that the petitioner is neither driver nor owner of the vehicle in question. The petitioner is in custody since 16.09.2025 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023. Co-accused has been granted bail by a Coordinate Bench of this Court vide order dated 15.10.2025 passed in Cr. Misc. No. 73008 of 2025.

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 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 Patliputra P.S. case No. 405 of 2025.

(Rudra Prakash Mishra, J)

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