

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82281 of 2025

Arising Out of PS. Case No.-164 Year-2023 Thana- BIBHUTIPUR District- Samastipur

Shatrudhan Kumar Sah @ Shatruradhan Kumar Sah @ Sathuradhan Kumar Sah @ Shree Shatrudhan Kumar S/O Rameshwar Sah R/o Vill.- Bachhwara(Tara), Ward No.13, P.S. - Bachhwara, District- Begusarai, (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Adv

For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 02-12-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Bibhutipur P.S. Case No. 164 of 2023, instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. Earlier vide order dated 01.07.2025 passed in Cr. Misc. No. 40871 of 2025 anticipatory bail of the petitioner was rejected by a Co-ordinate Bench of this Court.

4. The prosecution case, in short, is that total 169.020 liters of foreign liquor was recovered from car.

5. 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 the name of the petitioner has transpired as being registered owner of the seized vehicle and he has no knowledge regarding the nature of goods kept in the vehicle. The petitioner is in custody since 01.08.2025 and has got clean antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

6. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. 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.

8. 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 Bibhutipur P.S. Case No. 164 of 2023.

(Rudra Prakash Mishra, J)

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