

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83140 of 2025

Arising Out of PS. Case No.-50 Year-2024 Thana- SANGRAMPUR District- East
Champaran

BIKASH KUMAR S/o- Baijnath Mukhiya R/v- Bhawanipur Kushwaha Tola
Ps- Sangrampur Dist- East Champaran Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Adv

For the Opposite Party/s : Mr. C.Jawahar, APP

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

ORAL ORDER

2 28-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Sangrampur P.S. Case No. 50 of 2024, instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 2 liters of country made liquor and 3 gas cylinder was recovered from Diyara area from Gandak River and 200 litres of pass was destroyed.

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. Learned counsel



for the petitioner submits that the recovery is made from an open place, which is accessible to one and all. It is also submitted local Chaukidar disclosed the name of the petitioner. The petitioner is in custody since 16.08.2025 and has got three criminal antecedents. Learned counsel for the petitioner further submits that other co-accused has been granted bail by this Court vide order dated 04.02.2025 passed in Cr. Misc. No. 4398 of 2025. 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 Sangrampur P.S. Case No. 50 of 2024.

(Rudra Prakash Mishra, J)

krishnakant/-

U			
---	--	--	--

