

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82242 of 2025

Arising Out of PS. Case No.-150 Year-2025 Thana- Excise Jhanjharpur District- Madhubani

Bipat Kumar Son of Bauku Mukhiya Resident of Village- Neur, Ward No. 13
(wrongly mentioned as ward No. 14 in the FIR), P.S.- Andhramath, District-
Madhubani, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha, 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 Excise
Jhanjharpur P.S. Case No. 150 of 2025, instituted for the
offences punishable under Sections 30(a), 32(1), 32(3) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 90 liters
of *Nepali* liquor was recovered from motorcycle. 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. Learned counsel for the petitioner submits that the motorcycle in question does not belong to the petitioner. The petitioner is in custody since 16.09.2025 and has got clean 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 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 Excise Jhunjharpur P.S. Case No. 150 of 2025.

(Rudra Prakash Mishra, J)

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