

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83336 of 2025

Arising Out of PS. Case No.-536 Year-2025 Thana- BYPASS District- Patna

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Rinku Kumar @ Rikku Kumar, aged about 29 years, S/o- Ramnath Prasad @
Ramnath Beldar R/O- Bahari Begampur Beldari Tola, PS- Bypass, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nityanand Kumar, Advocate

For the Opposite Party/s : Ms.Asha Devi, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 17-12-2025 Heard Mr. Nityanand Kumar, learned counsel

appearing on behalf of the petitioner and Ms.Asha Devi,,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Bypass P.S. Case No. 536/25 registered for the offence(s)
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the allegation made in the FIR, 3.2 litres of
illicit liquor was recovered from a roadside, which was thrown
by the accused persons after seeing the police party.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case. He further submitted that
recovery of illicit liquor has been made from the roadside,



which is an open space and is easily accessible by anyone. Petitioner has no concern either with the place of recovery or with the alleged recovered liquor. Petitioner has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and also the fact that the recovery of illicit liquor has been made from the open space, which is easily accessible by anyone, I am of the opinion that petitioner, who is having clean antecedent, has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Concerned Court where the case is pending in connection with Bypass P.S. Case No. 536/25, subject to the conditions as laid down under Section 482(2) of the BNSS.



8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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