

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83134 of 2025

Arising Out of PS. Case No.-128 Year-2025 Thana- RUDRAPUR District- Madhubani

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Suraj Kumar S/O Shailendra Yadav @ Shaiendra Kumar Yadav R/O Village-
Murali, P.S- Phulparas, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ratnakar Jha, Advocate

For the Opposite Party/s : Ms. Rita Verma, APP

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

ORAL ORDER

2 04-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with GR No.
616 of 2025 arising out of Rudrapur P.S. Case No. 128 of 2025
instituted for the offences punishable under Sections 274, 275,
3(5) of the Bharatiya Nyaya Sanhita and Section 30(a) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 78.750 litres
of liquor was recovered from mango orchard and 1.5 litres from
Scorpio.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious



possession of the petitioner. Learned counsel further submitted that petitioner is in no manner connected with the vehicle in question or the alleged recovery of liquor. The mango orchard does not belong to the petitioner and the same is an open place accessible to one and all. The petitioner is in custody since 26.09.2025 and has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika 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 as also 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 GR No. 616 of 2025 arising out of Rudrapur P.S. Case No. 128 of 2025.

(Rudra Prakash Mishra, J)

Alok Verma/-

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