

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82769 of 2025

Arising Out of PS. Case No.-188 Year-2025 Thana- RASULPUR District- Saran

-
1. Brajesh Kumar Gupta S/O Virendra Sah R/O Vill.- Chanchaura, P.S.-
Rasulpur, Dist.- Saran At Chapra
 2. Vijay Kumar S/O Virendra Sah R/O Vill.- Chanchaura, P.S.- Rasulpur, Dist.-
Saran At Chapra

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Kumar Yadav, Advocate
For the Opposite Party/s : Mr.Nityanand, A.P.P.

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

ORAL ORDER

2 03-12-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with
Rasulpur P.S. Case No. 188 of 2025, instituted for the offences
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 1.800
liters liquor was recovered from jute bag.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioners. The petitioners have
got no concern with the alleged recovery of liquor. Learned



counsel for the petitioner further submitted that the recovery has been made from open place, which is accessible to public at large. The petitioners are in custody since 06.11.2025 and have got two and one, respectively, criminal antecedents. 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 petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Rasulpur P.S. Case No. 188 of 2025.

(Rudra Prakash Mishra, J)

manish/-

U		T	
---	--	---	--

