

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83723 of 2025

Arising Out of PS. Case No.-135 Year-2025 Thana- RAGHOPUR District- Vaishali

1. Ravindra Rai @ Vaishali @ Ravindra Kumar, Son of Baijnath Rai @ Baidhnath, Resident of village - Sukumarpur, P.S.- Rustampur, Distt.- Vaishali
2. Chunnu Rai @ Chanu Ray, Son of Nagdev Ray, Resident of village - Sukumarpur, P.S.- Rustampur, Distt.- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Krishna Prabhat, Advocate.
For the State	:	Mr. Upendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 10-12-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The present petition has been filed on behalf of the petitioners, apprehending their arrest, in connection with Raghapur (Rustampur) PS. Case No. 135 of 2025 , registered for the offences punishable under Sections 274, 275 of B.N.S. and Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per allegation, 98 litres of illicit liquor as well as some instrument for manufacturing liquor was recovered from the bank of river *Ganga* situated at Sukumarpur, Distt. Vaishali. It is further case of the Police that it is the petitioner



who manufactured illicit liquor at the place of recovery.

4. Learned counsel for the petitioners submits that the Petitioners are innocent and have falsely been implicated in this case. He further submits that the petitioners are no way involved in the alleged offence nor any recovery has been made either from personal possession or from their house. He also submits that no *prima facie* case is made out against the petitioners.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioners have not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the petition that the petitioners have been made accused in another case in which they are on bail.

7. Learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering that no *prima facie* case is made out against the petitioners, **this petition is allowed**, directing the petitioners above-named, to be enlarged on bail, in the event of their arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on their furnishing bail bonds in the sum of Rs.10,000/- (Ten Thousand) each with two sureties of the like



amount each to the satisfaction of learned concerned court below, in connection with Raghapur (Rustampur) PS. Case No. 135 of 2025, subject to the conditions as laid down under Section 482 (2) B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioners have any criminal antecedent other than the disclosed one, learned court below shall cancel the bail bonds of the petitioners after hearing them and getting satisfied that the petitioners have concealed their criminal antecedents despite their knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioners.

(Jitendra Kumar, J)

S.Ali/-

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

