

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85768 of 2025

Arising Out of PS. Case No.-223 Year-2025 Thana- Kharagpur District- Munger

Sanjeev Kumar Son of Chaudhary Yadav @ Choudhary Prasad Yadav
Resident of Village- Chhoti Majhgaon, P.S.- Gangta (Kharagpur), District-
Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surya Narayan Sah, Adv

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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

ORAL ORDER

2 11-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Kharagpur P.S. Case No. 223 of 2025, instituted for the offences
punishable under Sections 30(a), 32 of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 125.35
liters of country made liquor was recovered from car. 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 petitioner is neither owner nor driver of the seized vehicle. It is further submitted that petitioner has taken lift as a bonafide passenger. The petitioner is in custody since 15.10.2025 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 Kharagpur P.S. Case No. 223 of 2025.

(Rudra Prakash Mishra, J)

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