

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5353 of 2026

Arising Out of PS. Case No.-980 Year-2025 Thana- JAKKANPUR District- Patna

Uday Kumar @ Harish Son of Late Madan Prasad Rastogi Resident of
Mashrak, P.S.- Mushrak, District - Saran, presently residing at Bank Colony
Bus Stand at Mohan Yadav's rented house P.S. - Jakkanpur, Dist. - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Smita Shreeyash, Advocate

For the Opposite Party/s : Mr.Sucheta Yadav, A.P.P.

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

ORAL ORDER

2 31-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Jakkanpur P.S. Case No. 980 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 669.63
liters liquor was recovered from rented room of the petitioner.
Petitioner was arrested on the 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. The alleged recovery has been made from the rented house of the petitioner. The petitioner is in custody since 10.12.2025 and has got one criminal 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 Jakkanpur P.S. Case No. 980 of 2025.

(Rudra Prakash Mishra, J)

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