

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3610 of 2026

Arising Out of PS. Case No.-391 Year-2025 Thana- ROSERA District- Samastipur

Rohit Kumar Son of Amarjeet Das Resident of village - Pranpura Tola
Bariyara, Police Station - Chhaudahi, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Advocate

For the Opposite Party/s : Mr. Parmanand Prasad, APP

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

ORAL ORDER

2 19-01-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Rosera
PS Case No. 391 of 2025 instituted for the offences under
Section/s 30(a), 41(1) & 42(2) & 36 of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that 1495.95 liters
liquor was recovered from truck and tempo.

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. It is submitted



that petitioner was not arrested on the spot, rather his name has transpired during investigation. The petitioner is in custody since 30.11.2025 and has got no criminal antecedent/s. There is no compliance of Section 103 of the BNSS, 2023.

5. Learned A.P.P. 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, clean antecedent of the petitioner 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/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Rosera PS Case No. 391 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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