

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4853 of 2026

Arising Out of PS. Case No.-563 Year-2025 Thana- BHORE District- Gopalganj

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Bittu Kumar S/o Shambhu Baitha@Shambhu Rajak Resident of village-
Mudhadih, PS- Bhore, Distt- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmveer, Advocate

For the Opposite Party/s : Mrs. Meena Singh, APP

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

ORAL ORDER

2 28-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bhorey
P.S. Case No. 563 of 2025 instituted for the offences punishable
under Section 317(5) of the B.N.S. and Section 30(a) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 126 litres
of illicit country-made liquor was recovered from two
motorcycles.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted



that petitioner is in no manner connected with the motorcycles in question or with the alleged recovery of liquor. The petitioner is in custody since 20.11.2025 and has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika 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 as also 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 Bhorey P.S. Case No. 563 of 2025.

(Rudra Prakash Mishra, J)

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