

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10783 of 2026

Arising Out of PS. Case No.-597 Year-2025 Thana- BYPASS District- Patna

Nasiban Kumar @ Ravindra Kumar S/O Sanjay Prasad @ Naga Bind R/O
Village- Beldari Tola, P.S- Bypass, Distt.- Patna, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar, Advocate

For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

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

ORAL ORDER

2 13-02-2026 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends arrest in connection with
Bypass P.S. Case No. 597 of 2025, registered under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 112 liters
liquor was recovered from jute bag hidden in water filled pit.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no concern with the alleged
recovery of liquor. Learned counsel for the petitioner also
submitted that name of the petitioner has transpired in this case
on the basis of secret information received by the police. It is
next submitted that the alleged recovery has been made from an
open place and the same is easily accessible to the public at



large. The petitioner has got two criminal antecedents in which he is on bail. Learned counsel for the petitioner, therefore, contends that *prima-facie*, no case is made out against the petitioner. Learned counsel for the petitioner further submits that other co-accused has been granted regular bail by this Court vide order dated 19.01.2026 passed in Cr. Misc. No. 1323 of 2026. 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, let the petitioner, above named in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory 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 Bypass P.S. Case No. 597 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Rudra Prakash Mishra, J)

Rajorshi/-

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