IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75519 of 2026

CNR No. BRHC011057912026

Arising Out of PS. Case No.-154 Year-2026 Thana- JANTA BAZAR District- Saran

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Sudhir Kumar @ Sudhir Kumar Kunwar S/o Birendra Kunwar R/o Village - Senduar Kunwar Tola, PS - Janta Bazar, District - Saran, Bihar - 841206

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Himanshu Kumar Ranjan, Advocate
For the Opposite Party/s : Mrs. Renu Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 28-10-2026 Heard Mr. Himanshu Kumar Ranjan, learned counsel for the petitioner appeared through virtual mode and Mrs. Renu Kumari, learned APP for the State.

2. The petitioner seeks bail in connection with Janta Bazar, Saran P.S. Case No. 154 of 2026, instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 424.980 liters liquor was recovered from bush.

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

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no concern with the alleged recovery of liquor. Learned counsel for the petitioner also submits that the alleged recovery has been made from bush which is an open place and the same is easily accesssible to the public at large. The petitioner is in custody since 21.09.2026 as disclosed in paragraph no. 3 of supplementary affidavit and has got four criminal antecedents. 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 Janta Bazar, Saran P.S. Case No. 154 of 2026, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two

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consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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