

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75362 of 2025

Arising Out of PS. Case No.-112 Year-2025 Thana- KASMA District- Aurangabad

Chhotu Kumar Singh S/o Jageshwar Singh Resident of Village- Narchahi,
P.S.- Mali, District- Aurangabad, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, A.P.P.

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

ORAL ORDER

3 16-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Kasma
P.S. Case No. 112/2025, instituted for the offences punishable
under Section 30 (a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 2000 liters
spirit was recovered from truck and car.

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 is the
co-driver of the red colour truck and he has no knowledge about
the goods loaded on the truck. It is further submitted that seized
vehicles do not belong to the petitioner. The other co-accused



has been granted bail vide order dated 11.11.2025 passed in Criminal Miscellaneous No. 76555 of 2025. The petitioner is in custody since 30.08.2025 and has got no 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 Kasma P.S. Case No. 112/2025,

(Rudra Prakash Mishra, J)

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