

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89585 of 2025

Arising Out of PS. Case No.-291 Year-2025 Thana- BHAGWANPUR District- Begusarai

Dharmendra Kumar @ Dara Son of Indradev Ray @ Indradev Rai @
Indradev Yadav @ Indradeo Yadav R/o Village - Chandaaur, Ward No. 10, P.S.
- Bhagwanpur, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr. Abhay Kumar, 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
Bhagwanpur PS Case No. 291 of 2025 instituted for the
offences under Section/s 30(a), 30(c), 30(d), 35(a) & 36 of the
Bihar Prohibition and Excise Act and Sections 275, 286, 3(5) &
274 of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that 50.2 liters
liquor was recovered from behind the house of co-accused
person.

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 recovery is from the house of the co-accused person and the petitioner has no concern with the same. The petitioner is in custody since 28.11.2025 and has got one 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 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 Bhagwanpur PS Case No. 291 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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