

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4071 of 2025

Arising Out of PS. Case No.-390 Year-2024 Thana- TARAIYA District- Saran

Nimajuddin @ Nimajuddin Miya @ Nizamuddin S/O Abid Husain Resident
of Village- Babnauli, P.S.- Basantipur, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate
For the Opposite Party/s : Mr. Narsingh Tanti, APP

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

ORAL ORDER

2 13-02-2025 Heard Mr. Bijay Prakash Singh, learned counsel for
the petitioner and Ms. Renu Kumari, learned APP for the State.

2. The petitioner seeks bail in connection with Taraiya
PS Case No. 390 of 2024 instituted for the offences under
Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 211.14
litres of foreign liquor was recovered from Bolero.

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 petitioner is the driver of the seized car and he has no
knowledge regarding the nature of goods kept in the vehicle.



The petitioner is in custody since 12.10.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

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, clean antecedent of the petitioner 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.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Taraiya PS Case No. 390 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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