

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3499 of 2025

Arising Out of PS. Case No.-367 Year-2024 Thana- Excise Arwal District- Jehanabad

Nirala Kumar S/O Indradev Ray R/O Village- Purani Panapur, P.S- Danapur,
District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Pradeep Narain Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 24-02-2025 Heard learned counsel for the petitioner and
learned A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Arwal Excise P.S. Case No. 367 of 2024, dated 28.11.2024, registered for the offences punishable u/s 30(a) & 41 of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 900 litres of illicit foreign liquor was recovered from the the dalla of pick-up van.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is the driver of the



said pick-up van and not the the owner of the said vehicle. The petitioner has no concern with the alleged recovery. The petitioner has one antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 29.11.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court, Jehanabad, in connection with Arwal Excise P.S. Case No. 367 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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