

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7367 of 2025

Arising Out of PS. Case No.-261 Year-2024 Thana- EXCISE SHERGHATI District- Gaya

Narayan Kumar S/o- Gunga Yadav @ Gnga Yadav Resident of Village-
Khajuriya, P.S. Hunterganj, District- Chatra (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

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

ORAL ORDER

2 07-03-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Excise (Sherghati) PS Case No. 261 of 2024 instituted for
the offences under Sections 30(a) and 32(c) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that 100 litres
of country made liquor was recovered from Toto.

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 neither the owner nor the driver of the seized vehicle. It is further submitted that petitioner was working as a liner and was going ahead from toto. The petitioner is in custody since 28.12.2024 and has got one criminal antecedent in which he is on bail. 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 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) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Excise (Sherghati) PS Case No. 261 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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