

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10098 of 2025

Arising Out of PS. Case No.-1404 Year-2024 Thana- Excise P.S. District- Gaya

Tejasvi Kumar @ Teju @ Taju, aged about 39 years (Male), S/O Late Siyaram Prasad, R/O Vill.- Kumhar Toli, Manpur, Ward No. 1, P.S.- Muffasil, Dist.- Gaya.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Pramod Kumar Singh, Advocate
For the Opposite Party : Mr. Dr. Kumar Uday Pratap, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 20-03-2025 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks bail in connection with Excise P.S. Case No. 1404 of 2024 dated 26.02.2024 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

3. As per the prosecution case, total 50.500 litres of foreign liquor is said to have been recovered from the gallery situated outside the house of the petitioner.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It is submitted that the petitioner has no concern with the alleged offence. No incriminating article has been recovered



from his possession. There is no compliance of Section 100 of the Cr.P.C. The petitioner is a daily wager and sole bread earner of his family. The petitioner has clean antecedent as stated in paragraph no. 3 of the bail petition. He is in custody in this case since 27.12.2024.

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 Exclusive Excise Court No. 03, Gaya in connection with Excise P.S. Case No. 1404 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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