

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10238 of 2025

Arising Out of PS. Case No.-932 Year-2024 Thana- Excise P.S. District- Bhagalpur

1.

Kailash Singh S/o Bandhu Singh R/o Mohalla- Dariyapur Tetariya, Ward No.14, P.S.- Ganga More, District- Munger
2.

Rajesh Kumar S/o Sico Yadav R/o Mohalla- Dadimar, P.S.- Ganga More, District- Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjit Kumar Thakur, Advocate
For the Opposite Party/s : Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 14-02-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seeks bail in connection with
Excise Sadar PS Case No. 932 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 568.800
litres of foreign liquor was recovered from Truck and two
Tempo.

4. Learned counsel for the petitioners submit that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioners. The petitioners have



got no concern with the alleged recovery of liquor. It is submitted that petitioner no. 1 is the owner of the ten wheeler truck bearing Registration No. WB11C9257 and petitioner no. 2 is said to be the cleaner of the seized truck and they have no knowledge regarding the nature of goods booked by the transporter. The petitioners are in custody since 07.12.2024 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 petitioners.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioners and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners 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 Excise Sadar PS Case No. 932 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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