

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12783 of 2025

Arising Out of PS. Case No.-7 Year-2025 Thana- KHAJAULI District- Madhubani

1. Manoj Kumar Yadav S/O Bihari Yadav Resident of Village- Chharapatti, Ward No. 13, Police Station- Khajauli, Dist.- Madhubani.
2. Saheb Let S/O Late Tamal Let R/O Village- Kurum, P.S- Nalhatti, Distt.- Virbhum (Pashchim Bangal).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhavesh Kumar Sah, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 27-02-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Khajauli PS Case No. 07 of 2025 arising out of G.R. No. 47 of 2025 instituted for the offences under Sections 274, 275, 3(5) of B.N.S. and 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 225 litres of Nepali liquor was recovered from Car.

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 driver and petitioner no. 2 is the passenger of the vehicle and they have no knowledge regarding the nature of goods kept in the vehicle. The petitioners are in custody since 08.01.2025 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 Khajauli PS Case No. 07 of 2025 arising out of G.R. No. 47 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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