

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14296 of 2025

Arising Out of PS. Case No.-1 Year-2025 Thana- SIRDALA District- Nawada

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Upendra Paswan son of Tikan Paswan Village- Morbey PS- Gurua Dist- Gaya
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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

ORAL ORDER

2 06-03-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Sirdalla PS Case No. 01 of 2025 instituted for the offences
under Sections 30(a) and 41 of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 110
litres of country made liquor was recovered from Tempo.

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 is the passerby of the way. The petitioner is in custody since 01.01.2025 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 petitioner.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioner 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 Sirdalla PS Case No. 01 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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