

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.16298 of 2025**

Arising Out of PS. Case No.-47 Year-2025 Thana- Excise P.S. District- Kaimur (Bhabua)

Santosh Choudhary S/o Lalji Choudhary Resident of vill-Suryapura PS-  
Suryapura, Dist- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

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

ORAL ORDER

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

2.      The petitioner seeks bail in connection with  
Excise PS Case No. 47 of 2025 instituted for the offences  
under Sections 30(a), 32(1), 32(3), 41(1) and 41(2) of the  
Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that total  
106.575 litres of foreign liquor was recovered from Maruti  
Suzuki Car.

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 the driver of the vehicle and he has no knowledge regarding the nature of goods kept in the vehicle. The petitioner is in custody since 17.01.2025 and has got no any 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 Excise PS Case No. 47 of 2025.

**(Rudra Prakash Mishra, J)**

Raj Ranjan/-

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