

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.16666 of 2025**

Arising Out of PS. Case No.-16 Year-2025 Thana- KUCHAIKOTE District- Gopalganj

1. Santosh Pandey S/o- Late Brahma Pandey R/o- Mathiamafi Ps- Vishunpura Dist- Kushinagar U.P
2. Raju Kumar S/o- Harishankar @ Harishankar Madesia @ Harisakar R/o- Mathiamafi Ps- Vishunpura Dist- Kushinagar U.P

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Deepankar Raj

For the Opposite Party/s : Mr.Kanhiya Kishor

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH**

ORAL ORDER

2      03-04-2025                      Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Kuchaikote P.S. Case No. 16 of 2025 dated 06.01.2025 registered for the offences punishable u/ss 317(5) read with Section 3(5) of BNS and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 475.200 litres of illicit foreign liquor was recovered from Bolero pickup.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The petitioners are not the owner of the seized vehicle. The petitioner are the driver and co-passenger of the seized



vehicle. Nothing has been recovered from the conscious possession of the petitioners. The petitioners have no concern with the alleged recovery. The petitioners have no criminal antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 06.01.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioners.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioners above-named, are 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 Court concerned, Gopalganj in connection with Kuchaikote P.S. Case No. 16 of 2025.

7. The application stands allowed.

**(Chandra Prakash Singh, J)**

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