

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17255 of 2025

Arising Out of PS. Case No.-13 Year-2025 Thana- INDUSTRIAL District- Bhagalpur

Raghav Kumar, (Male), aged about 31 years, Son of Bisho Yadav @ Visho Yadav, Resident of Village- Belha, Ward No. 04, Panchayat- Chandaur Pascami, Bhaya Saharsa Kachari, P.S.- Saour Bazar Chanaur, District- Saharsa, Pin- 852221, Bihar

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Prabhakar Nath Rai, Advocate

For the Opposite Party : Mr. Akshay Lal Pandit, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

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

2. The petitioner seeks bail in connection with Industrial Area P.S. Case No. 13 of 2025 dated 16.01.2025 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, total 381.240 litres of foreign liquor is said to have been recovered from Innova Car.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in the present case. The petitioner is neither the owner nor the driver of the said Innova car nor he has any connection with the seized



illegal liquor. The petitioner was only sitting on the said car. He had no knowledge that the illegal liquor was kept in the said car. No incriminating article has been recovered from his possession. There is no statutory compliance of Section 103 of the B.N.S.S., 2023. He has no concern with the alleged offence. The petitioner has two criminal antecedents in which he is on bail as stated in paragraph no. 3 of the bail petition. The petitioner is in custody in this case since 17.01.2025.

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

6. Considering the aforesaid facts and circumstances of the case as well the period of custody, let the above named petitioner, 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 the learned Exclusive Special Excise Judge-I, Bhagalpur in connection with Industrial Area P.S. Case No. 13 of 2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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