

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19347 of 2025

Arising Out of PS. Case No.-18 Year-2025 Thana- BARACHATTI District- Gaya

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1. Pappu Chaudhary S/o- Mula Ram Village- Midiyabas Hodu P.S- Sindhari Dist- Badmer Rajsthan
 2. Mohan Lal S/o- Khema Ram @ Khema Lal Village- Sasta Ps- Badmer Rajsthan Dist- Barmer

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 02-04-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in Barachatti P.S. case No. 18 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 1953.51 liters liquor was recovered from the container vehicle and the petitioners were arrested from spot.

4. Learned counsel for the petitioners submits 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 further submitted that petitioners were working as driver and khalasi of the alleged vehicle and they have no knowledge regarding nature of goods kept in the vehicle. The petitioners are in custody since 11.01.2025 and have got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

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 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 Barachatti P.S. case No. 18 of 2025.

(Rudra Prakash Mishra, J)

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